

Washington, Saturday, January 8, 1944

Regulations

TITLE 7-AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[FDO 79-102, Amdt. 1]

PART 1401-DAIRY PRODUCTS

DELEGATION OF AUTHORITY TO MARKET AGENTS IN THE ADMINISTRATION OF FOOD DISTRIBUTION ORDERS FOR THE CONSERVA-TION AND DISTRIBUTION OF FLUID MILK AND CREAM

Pursuant to Food Distribution Order No. 79 (8 F.R. 12426) dated September 7, 1943, as amended, and to effectuate the purposes thereof, Food Distribution Order No. 79-102 (8 F.R. 16313) Issued by the Director of Food Distribution on November 30, 1943, is amended as follows:

1. By adding as (5) in § 1401.135 (b) the following provision:

(5) To permit a determination of a handler's quotas as follows:

(i) Divide by 30 the total pounds of milk solids delivered by the handler in the base period within the sales area in the form of milk, and in the form of ream and milk byproducts, after excluding quota exempt deliveries:

(ii) Multiply the above results by the number of days in the quota period: and

(iii) Multiply the aforesaid resulting amounts by 100 percent in the case of nilk solids delivered in the form of milk. and 75 percent in the case of milk solids lelivered in the form of cream and milk pyproducts: Provided, That the fluid volime of cream delivered subject to quota n any quota period shall not exceed 100 percent of cream deliveries of this charicter in the base period, irrespective of the milk solids content of such deliveries. For the purpose of this order, the milk solids content of milk, and cream and nilk byproducts shall be computed as follows: Each hundredweight of milk, and cream and milk byproducts other ;han cottage, pot, or baker's cheese, shall be considered the equivalent of 9.375 pounds of milk solids plus the number of jounds of solids calculated by multiplyng the pounds of butterfat content in

such milk, and cream and milk byproducts by .906; and each hundredweight of cottage, pot, or baker's cheese shall be considered the equivalent of 62.5 pounds of milk solids plus one pound of solids for each one percent of butterfat content of such cheese.)

2. By adding as (6) in § 1401.135 (b) the following provision:

(6) To permit each handler whose deliveries are governed by the quota determination described in (b) (5) hereof to increase his quota for milk in any quota period by one pound of milk solids for each one pound of milk solids he reduces his quota for cream and milk byproducts.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., January 1, 1944. With respect to violations of said Food Distribution Order No. 79–102, rights accrued or liabilities incurred prior to the effective time of this amendment, said Food Distribution Order No. 79–102 shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, or liability.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; F.DO 79, 8 F.R. 12426, 13283)

Issued this 6th day of January 1944.

ROY F. HENDRICKSON, Director of Food Distribution.

[F. R. Doc. 44-347; Filed, January 6, 1944; 3:22 p. m.]

TITLE 17—COMMODITY AND SECU-RITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 270—Rules and Regulations, Investment Company Act of 1940

REFORTS OF REGISTERED INVESTMENT COM-PANIES, EXERCISE OF WARRANTS BY REGIS-TERED INVESTMENT COMPANIES, AND DEFI-NITION OF "INVESTMENT ADVISER"

Acting pursuant to the Investment Company Act of 1940, particularly sec-(Continued on next page)

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NOTICE

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Book 1 of the Cumulative Supplement to the Code of Federal Regulations may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy. This book contains all Presidential documents issued during the period from June 2, 1938, through June 1, 1943, together with appropriate tables and index.

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tions 2 (a) 6 (c) 10 (f) and 38 (q). 'thereof, and deeming such action appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the act, the Securities and Exchange Commission hereby adopts \$ 270.4 [Rule N-4], § 270. 2a-3 [Rule N-2A-3] and § 270.10f-2 [Rule N-10F-2] to read as follows:

§ 270.4 Incorporation by reference. (a) A registered investment company may incorporate by reference as an exhibit, in any registration statement, application or report filed with the Commission, any document or part thereof previously or concurrently filed with the Commission pursuant to any act administered by the Commission. The incorporation may be made whether the matter incorporated was filed by such registered company or any other person. If any modification has occurred in the text of any such document since the filing thereof, the company shall file with the reference a statement containing the text of any such modification and the date thereof. If the number of copies of any document previously or concurrently filed with the Commission is less than the number required to be filed with the registration statement, application or report which incorporates such document, the company shall file therewith as many additional copies of the document as may be necessary to meet the requirements of the registration statement, application or report.

(b) A registered investment company may incorporate by reference, in any registration statement, application or re-port filed with the Commission, any financial statement or part thereof previously or concurrently filed with the Commission pursuant to any act administered by the Commission, if it substantially conforms to the requirements of the form on which such registration statement, application or report is filed. The incorporation may be made whether the matter incorporated was filed by such registered company or any other person. If a certificate of an independent public accountant or accountants is required to accompany a financial statement in any registration statement, application or report, the incorporation by reference of a certificate previously or concurrently filed will not be deemed a compliance with such requirements unless the written consent of the accountant or accountants to such incorporation is filed with the registration statement, application or report.

(c) In each case of incorporation by reference, the matter incorporated shall be clearly identified in the reference. An express statement shall be made to the effect that the specified matter is incorporated in the registration statement, application or report at the particular place where the information is required.

(d) Notwithstanding any particular provision permitting incorporation by reference, no registration statement, application or report shall incorporate by reference any exhibit or financial statement which (1) has been withdrawn, or (2) was filed in connection with a registration under the Investment Company Act of 1940, or a registration on a national securities exchange, which has ceased to be effective, or (3) is contained in a registration statement or report subject, at the time of the incorporation by reference, to pending proceedings under section 8 (b) or 8 (d) of the Securities Act of 1933 (C. 38, sec. 8 48 Stat. 79; C. 686, sec. 301, 54 Stat. 857 15 U.S.C. 77h) section 8 (e) of the Investment Company Act of 1940 (sec. { (e) 54 Stat. 805; 15 U.S.C. 80a-8) or to an order entered under any of those sections.

(e) Notwithstanding any particular provision permitting incorporation by reference, the Commission may refuse to permit such incorporation in any case ir which in its judgment such incorporation would render the registration statement

application or report incomplete, unclear, or confusing. (Sec. 6 (c) 54 Stat. 802; 15 U.S.C. 80a-6; sec. 38, 54 Stat. 841, 15 U.S.C. 80a-38) [General Rules and Regulations, Rule N-4, effective January 5, 1944]

§ 270.2a-3 Definition of "investment adviser" of an investment company for purposes of section 12 (d) (3). The term "investment adviser" of an investment ompany, for purposes of paragraph (3) f section 12 (d) of the act, shall not be leemed to include a bank, as defined in ection 2 (a) (5) (sec. 2 (a) 54 Stat. 791, 5 U.S.C. 80a-2) of the act: Provided, .hat nothing herein contained shall pernit any registered investment company r any company or companies controlled y such registered investment company o purchase or otherwise acquire any seurity issued by or any other interest in he business of any bank which is an inestment adviser or such registered inestment company or controlled comany. (Sec. 2 (a) 54 Stat. 790; 15 U.S.C. 0a-2; sec. 6 (c) 54 Stat. 802; 15 U.S.C. 0a-6; sec. 38 (a) 54 Stat. 841, 15 U.S.C. 0a-38) [General Rules and Regulations, tule N-2A-3, effective January 5, 1944]

§ 270.10f-2 Exercise of warrants or ights received on portfolio securities. iny purchase or other acquisition of ecurities by a registered investment ompany pursuant to the exercise of varrants or rights to subscribe to or o purchase securities shall be exempt rom the provisions of section 10 (f) sec. 10 (f) 54 Stat. 807; 15 U.S.C. 80a-0) of the act, Provided, That the warants or rights so exercised (a)-were ffered or issued to such company as a ecurity holder on the same basis as all ther holders of the class or classes of ecurities to whom such warrants or ights were offered or issued, and (b) lo not exceed 5% of the total amount of uch warrants or rights so issued. (Sec. 0 (f) 54 Stat. 807; 15 U.S.C. 80a-10; sec. (c) 54-Stat. 802; 15 U.S.C. 80a-6; sec. 8 (a) 54 Stat. 841, 15 U.S.C. 80a-38) General Rules and Regulations, Rule V-10F-2, effective January 5, 1944]

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

F. R. Doc. 44-345; Filed, January 6, 1944; 3:11 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IV—Selective Service System

PART 603—SELECTIVE SERVICE OFFICERS [Amdt. 201, 2d Ed.]

COMPOSITION AND APPOINTMENT OF BOARD
OF APPEAL

Pursuant to the authority contained in he Selective Training and Service Act of 940, as amended, Selective Service Reguations, Second Edition, are amended in he following respect:

1. Amend § 603.22 to fead as follows:

§ 603.22 Composition and appointnent. For each board of appeal area, a

board of appeal, normally of five members, shall be appointed by the President, upon recommendation of the Governor. The members shall be male citizens of the United States who are not members of the land or naval forces; they shall be residents of the area for which their board is appointed; and they should be at least 38 years old. The board of appeal should be a composite board, representative of all activities of its district, and as such should include one member from labor, one member from industry, one physician, one lawyer, and, where applicable, one member from agriculture. If the number of appeals sent to one board becomes too great for the board to handle without undue delay, additional groups of five members similarly constituted shall be appointed to the board by the President, upon recommendation of the Governor. Each such group shall have full authority to act for the board on all cases assigned to it by the board. Each ϕ group shall act separately. An additional member to supervise and coordinate the work of all the groups of a board of appeal may be appointed by the President, upon recommendation of the Governor.

2. The foregoing amendment to the Selective Service Regulations shall be effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,

Director

JANUARY 6, 1944.

[F. R. Doc. 44-352; Filed, January 7, 1944; 9:33 a. m.]

Chapter IX-War Production Board

Subchapter B-Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943; 8 F.R. 3656, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 1010—SUSPENSION ORDERS [Suspension Order S-447]

AMERICAN HEATING COMPANY

Albert P. Mergardt, doing business as American Heating Company, Washington, D. C., is engaged in the business of selling and installing new metal plumbing and heating equipment as defined in Limitation Order L-79. On June 17, 1943, he was investigated by the War Production Board and was advised that he was not conforming to regulations and that he must do so. During the month of August, 1943, he made numerous sales of new metal plumbing and heating equipment including tank hot water heaters, to ultimate consumers at a price in excess of \$5.00 each on orders which did not bear a preference rating. These deliveries constituted violations of Limitation Orders L-79 and L-185. On or about September 1, 1943, he applied a preference rating of A-10 under Preference Rating Order P-84 to a purchase order for radiators, which radiators were not to be sold on rated orders or to replace heating equipment sold on such orders. The application of this rating, therefore, constituted a violation of Preference Rating Order P-84. At the time of the transactions set forth above, Albert P. Mergardt had in his possession copies of Limitation Order L-79 and Preference Rating Order P-84 and had been advised of their significance, and, therefore, the aforesaid acts were wilful violations of these two orders.

These violations of Limitation Order L-79 and L-185 and Preference Rating Order P-84 have diverted scarce materials to uses not authorized by the War Production Board and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

§ 1010.447 Suspension Order No. S-447 (a) Albert P. Mergardt, doing business as American Heating Company or otherwise, his or its successors and assigns, are hereby prohibited from selling or delivering to any person any new metal plumbing or heating equipment as defined in Limitation Order L-79 except on orders which bear a preference rating of AA-3 or higher, unless hereafter specifically authorized by the War Production Board.

(b) Daliveries of material to Albert P Mergardt, doing business as American Heating Company or otherwise, his or its successors or assigns, shall not directly or indirectly be accorded priority over deliveries under any other contract or order and no preference ratings shall be assigned, applied or extended to such deliveries by means of preference rating certificates, preference rating orders, general preference orders or any other orders or regulations of the War Production Board unless such deliveries are to fill orders bearing a preference rating of AA-3 or higher, unless hereafter speclfically authorized in writing by the War Production Board.

(c) No allocation or allotment shall be made to Albert P. Mergardt, doing business as American Heating Company or otherwise, his or its successors or assigns, directly or indirectly, of any material or product the supply or distribution of which is governed by any order of the War Production Board, unless such allocation or allotment is to be used to fill orders bearing a preference rating of AA-3 or higher, unless hereafter specifically authorized in writing by the

War Production Board.

(d) Nothing contained in this order shall be deemed to relieve Albert P. Mergardt from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except in so far as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on January 7, 1944, and shall terminate on April 30, 1944.

Issued this 1st day of January 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,

Recording Secretary.

[F. R. Doc. 44-348; Filed, January 6, 1944; 4:38 p. m.]

PART 1085-PLANTS CANNING OR PROCESS-ING FRUITS, VEGETABLES OR FISH

[Preference Rating Order P-115, as Amended Jan. 7, 1944]

§ 1085.1 Preference Rating Order P-115—(a) Definitions. For the purposes of this order:

(1) "Producer" means any person located in the United States, its territories and possessions, engaged in the business of canning or otherwise processing fruits, vegetables, or fish, or any person, located in the Dominion of Canada, to whom and in whose name a copy

of this order is specifically issued.
(2) "Canning"-means the preparation of fruits, vegetables, or fish for market by packing such fruits, vegetables, or fish (either alone or in combination with other commodities) in hermetically sealed containers and sterilizing by the use of heat and includes all operations required for or usually incidental to such preparation.

(3) "Processing" means the primary preparation of fruits, vegetables or fish for market by freezing, dehydration, and

packing for the fresh market.

(4) "Material" means any commodity, equipment, accessory, part, assembly, or product of any kind, used in the canning or processing of fruits, vegetables or fish, but does not include any planting or harvesting equipment, fishing vessels, or fishing equipment or office or transportation equipment, or material for the replacement of the structural or exterior parts of any building.

(5) "Replacement" means substitution of new machinery or equipment for existing machinery or equipment, when

not constituting repair.

(6) "Material required for more efficient operation" means:

(i) Material necessary for the most effective use of machinery in existing

production lines; (ii) Material necessary for the expansion of a producer's facilities not including construction forbidden without WPB permission under Conservation Order L-41,

(iii) Material necessary for the conversion of a producer's facilities so as to permit the use by him of containers fabricated of less critical materials;

(iv) Material required to adapt such lines to the requirements of Order M-81. as amended from time to time, and other orders restricting permitted uses of containers and closures.

(7) "Supplier" means any person with whom a contract or purchase order has been placed for delivery of material to a producer or to another supplier.
(8) "Fish" includes shellfish.

(b) Assignment of preference ratings. Preference rating AA-3 is hereby assigned, subject to the restrictions and conditions of paragraph (c) to deliveries of material required by a producer for replacement, or for more efficient operation; excluding, however, any deliveries of material:

(1) For Maintenance, Repair or Operation obtained pursuant to the provi-

sions of CMP Regulation 5.

·(2) For any other purpose that, in the opinion of the War Production Board at the time application is made, as provided in paragraph (c) (2) below, is not

in the public interest, does not promote the national defense, or is in conflict with the policy of Conservation Order M-81 (To Conserve the Supply and Direct the Distribution of Tin Plate and Terne Plate) or other like orders.

(c) Application of preference rating. (1) A producer or any supplier, in order to apply or extend the preference rating assigned hereunder shall comply with Priorities Regulation No. 3, as it may be amended from time to time. Any person in Canada authorized to use a preference rating assigned hereunder shall use such rating in the manner provided by Priorities Regulation No. 22.

(2) The producer shall not apply preference rating A'A-3 assigned pursuant to this order, unless he shall have made application to the War Food Administrator on Form WPB-576 (formerly PD-285) describing the material needed and the nature of the proposed replacement or addition, and shall have received from the War Production Board a specific authorization to apply such rating. Authorization to apply a preference rating for deliveries to be made into the Dominion of Canada from the United States will be granted by the War Production Board only upon the recommendation of the Priorities Officer of the Department of Munitions and Supply in Canada.

(d) Communications. All reports required to be filed hereunder, and all communications concerning this order, shall unless otherwise directed, be addressed to: War Food Administrator, Department of Agriculture, Washington 25,

D. C., Ref: P-115.

(e) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(f) Revocation or amendment. This order may be revoked or amended at any time as to any producer or any supplier. In the event of revocation, deliveries already rated pursuant to this order shall be completed in accordance with said rating, unless the rating has been specifically revoked with respect thereto. No additional applications or extensions of the rating to any other deliveries shall thereafter be made by the producer or supplier affected by such revocation.

(g) Applicability of regulations. This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the War Production Board, as amended from time to time.

Issued this 7th day of January 1944. WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Secretary.

[F. R. Doc. 44-385; Filed, January 7, 1944] 11:11 a. m.]

PART 1108-PLANTS PROCESSING DAIRY PRODUCTS OR EGGS

[Preference Rating Order P-118 as Amended Jan. 7, 1944]

§ 1108.1 Preference Rating Order P-118—(a) Definitions. For the purposes

of this order:
(1) "Processor" means any person located in the United States, its territories and possessions, engaged in the business of processing dairy products or eggs, or poultry, or any person located in the Dominion of Canada, to whom and in whose name, a copy of this order is specifically issued.

(2) "Processing dairy products" means the processing operations in connection with any of the following businesses, excluding operations performed at retail outlets in connection with retail sale, or at restaurants or hotels:

(i) Pasteurizing milk,

(ii) Receiving milk from other persons for cooling preparatory to reshipment for further processing,

(iii) Producing dairy products, for sale, by processing milk or cream in a plant not located on the farm where the milk was produced or by processing ice cream mix produced in the same plant or in another plant under the same ownership as the processing plant.

(3) "Processing eggs" means only the primary processing operations in connection with any of the following businesses performed in plants operating for the primary purpose of directly or indirectly supplying eggs to or for the War Food Administration or for the armed forces (or, in Canada, plants approved by the Special Products Board of Canada)

(i) Candling and grading eggs,

(ii) Breaking, packaging, and freezing liquid eggs.

(iii) Dehydrating eggs.(4) "Processing poultry" means only the primary processing operations in connection with any of the following businesses performed in plants operating for the primary purpose of directly or indirectly supplying poultry to or for the War Food Administration or for the armed forces.

(i) Dressing poultry (not eviscerated)

(ii) Eviscerating poultry.

(iii) Canning poultry and poultry products.

(iv) Feather drying. (5) "Replacement" means substitution of new machinery or equipment for existing machinery or equipment, when no constituting repair.

(6) "Material required for more effi-cient operation" means:

(i) Material necessary for the most of fective use of machinery in existing production lines:

(ii) Material necessary for the expan sion of a processor's facilities not in cluding construction forbidden withou WPB permission under Conservation Order L-41,

(iii) Material necessary for the con version of a processor's facilities so as t permit the use by him of containers fab ricated of less critical materials;

(iv) Material required to adapt sucl lines to the requirements of Order M-81 as amended from time to time, and othe orders restricting permitted uses of containers and closures.

(7) "Supplier" means any person with whom a contract or purchase order has been placed for delivery of material to a processor or to another supplier.

- (b) Assignment of preference ratings. Preference rating AA-3 is hereby assigned, subject to the restrictions and conditions of paragraph (c) to deliveries of material required by a processor for replacement, or for more efficient operation; excluding, however, any deliveries of material,
- (1) For maintenance, repair or operation obtained pursuant to the provisions of CMP Regulation 5.
- (2) For any other purpose that; in the opinion of the War Production Board at the time application is made, as provided in paragraph (c) (2) below, is not in the public interest, does not promote the national defense, or is in conflict with the policy of Conservation Order M-81 (To Conserve the Supply and Direct the Distribution of Tin Plate and Terne Plate) or other like orders.
- (c) Application of preference rating.

 (1) A processor or any supplier, in order to apply or extend the preference rating assigned hereunder shall comply with Priorities Regulation No. 3, as it may be amended from time to time. Any person in Canada authorized to use a preference rating assigned hereunder shall use such rating in the manner provided by Priorities Regulation No. 22.
- (2) The processor shall not apply preference rating AA-3 assigned pursuant to this order, unless he shall have made application to the War Food Administrator on Form WPB-748 (formerly PD-414) describing the material needed and the nature of the proposed replacement or addition, and shall have received from the War Production Board a specific authorization to apply such rating. Authorization to apply a preference rating for deliveries to be made into the Dominion of Canada from the United States will be granted by the War Production Board only upon the recommendation of the Priorities Officer of the Department of Munitions and Supply in Canada.
- (d) Communications. All reports required to be filed hereunder, and all communications concerning this order, shall unless otherwise directed, be addressed to: War Food Administrator, Department of Agriculture, Washington 25, D. C., Ref: P-118.
- (e) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance:
- (f) Revocation or amendment. This order may be revoked or amended at

any time as to any processor or any supplier. In the event of revocation, deliveries already rated pursuant to this order shall be completed in accordance with said rating, unless the rating has been specifically revoked with respect thereto. No additional applications or extensions of the rating to any other deliveries shall thereafter be made by the processor or supplier affected by such revocation.

(g) Applicability of regulations. This order and all transactions affected thereby are subject to all applicable provisions of the regulations of the War Froduction Board, as amended from time to time.

Issued this 7th day of January 1944.

WAR PRODUCTION BOARD,

By J. JOSEPH WHELAM,

Recording Secretary.

[F. R. Doc. 44-386; Filed, January 7, 1924; 11:11 a. m.]

PART 3133—PRINTING AND PUBLISHING ¹
[General Limitation Order L-188 as Amended Jan. 7, 1944]

LOOSE LEAF METAL PARTS AND UNITS

Section 3133.45 **General Limitation Order L-188 is hereby amended to read as follows:

- \S 3133.45 ¹ General Limitation Order L-188—(a) Definition. For the purpose of this order:
- (1) "Binder" means a blank book, loose leaf book or cover.
- (2) "Unit" means a complete device designed to hold together loose leaves, covers, paper products or other materials in a binder.
- (3) "Part" means a component used in the construction of a unit.
- (4) "To fabricate" means to change the shape or form of metal in any manner.
- (5) "To assemble" means to combine parts into completed units. It does not mean to attach completed units to binders.
- (b) Allotments. In any calendar quarter, it is the intention of the War Production Board to allot iron or steel to a fabractor of loose leaf metal parts and units in an amount equal to 18% percent by weight of metal fabricated by him into metal parts and units in the calendar year 1941.
- (c) Order M-126. Conservation Order M-126 does not apply to binders.
- (d) Simplified practices. (1) No metal other than iron or steel may be used in fabricating metal parts or units for binders. (2) No metal other than rivets, eyelets or similar attachment or reinforcement hardware may be used in the following styles or parts of binders.

Styles:

Visible record books.
Compression types of ledgers.
Corporation minute and cales books containing more than three metal stude and two steel reds.
Pocket memorandum books.

Pocket memorandum book Chain post binders. Partas

Bassters, triggem or automatic opening devices.

Edges or rims.

Reinforcements for fly leaves and sheets.

- (3) Back plates containing iron or steel may not be less than 1½ inches in width.
- (4) Metal rings may not be used inbinders in excess of:
- (i) Two in binders less than 8½ inches on the binding side.
- (ii) Three in binders less than 11 inches on the binding side.
- (iii) Four in binders less than 14 inches on the binding side.
- (e) Ascembly of parts in inventory. Any person may complete the fabrication and assembly of binders from parts or units fabricated or purchased by him prior to August 3, 1942, provided the completion of such fabrication or assembly does not require iron or steel in excess of 75 percent of the weight of the iron or steel in the completed binder.
- (f) Appeals. Any appeal from the provisions of this order shall be made by filing Form WPB-1477 (PD-500), referring to the particular provisions appealed from and stating fully the grounds of the appeal.
- (g) Communications. All communications concerning this order shall be addressed to War Production Board, Printing and Publishing Division, Washington 25, D. C., Ref: L-183.
- (h) Violations. Any person who wilfully violates any provision of this order, or who in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using materials under priority control and may be deprived of priorities assistance.

Issued this 7th day of January 1944.

War Peoduction Board, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 44-384; Filed, January 7, 1944; 11:11 a. m.]

PART 3270-CONTAINEES

[Conservation Order M-261 as Amended Jan. 7, 1944]

STRAPPING FOR SHIPPING CONTAINEES

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of strapping for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3270.9 Conservation Order M-261—
(a) Definition. "Strapping" means any iron, steel or other metal wire or band reinforcements or closures, twelve (12) inches or more in length, for shipping containers excepting: metal for barrel hoops, reinforcement edging on

Formerly Part 3047, \$ 3047.1.

returnable delivery cases, stitching, baling of compressed material, fastening of material or filled containers into bundles, or for fastening or blocking of material to skids or in vehicles or vessels.

Restriction

(b) Restriction on use of strapping. No person shall use commercially any strapping on shipping containers unless:

(1) The weight of the container and contents exceeds ninety pounds, or

(2) The net weight of the contents of the container exceeds .058 pounds per

cubic inch, or_
(3) Use of the strapping is required by regulation or order of the Interstate

Commerce Commission, or

- (4) The container for which the strapping is used, and its contents, are to be delivered to or for the account of the Army, Navy, Maritime Commission, or War Shipping Administration, and the strapping is required by such agency, or
- (5) The shipment is for delivery outside of both the United States and Canada, or
- (6) The strapping is for any of the following containers, provided the strapping is essential to the safe delivery of the contents and has been customarily used for the same type of shipment and container:
- (i) Wooden or fibre containers containing fruits, vegetables, meats, fish, or
- (ii) Wooden containers containing plumbing supplies or fixtures, made of vitreous china.
- (7) The strapping is for wooden lard or butter tubs, and wooden buckets or pails, or
- (8) Use of strapping by railroad companies or truckers is required by them to reinforce containers damaged in transit,
- (9) The strapping is for closing fibre drums or hexagonal or octagonal fibre containers.
- (10) The strapping is for use on telescope boxes by a clothing manufacturer for the shipment of clothing, and then only if he has customarily used it for the same type of container and shipment.

Miscellaneous Provisions

(c) Applicability of priorities regulations. This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(d) Appeals. Any appeal from the provisions of this order shall be made by filing a letter in triplicate with the appropriate Field Office of the War Production Board. The appeal should refer to the particular provision appealed from and explain fully the grounds for appeal, including a description of the item to be packaged, the size and weight of the packaged product and the reason why strapping is required.

(e) Records. All persons affected by this order shall keep for at least two years records concerning inventory, production, purchases and sales, and shall make reports on same if required.

(f) Communications. All reports required to be filed hereunder and all communications concerning this order or any schedule issued supplementary hereto shall, unless otherwise directed, be addressed to War Production Board, Containers Division, Washington 25, D. C., Ref., M-261,

(g) Violations. Any person who wilfully violates any provision of this or der, or who, in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assist-

Issued this 7th day of January 1944. WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Secretary.

[F. R. Doc. 44-387; Filed, January 7, 1944; 11:11 a. m.]

PART 3287—GOVERNMENT SERVICES 1 [Supplementary Limitation Order L-32-b]

METALLIC LICENSE PLATES

§ 3287.3 Supplementary Limitation Order L-32-b-(a) Purpose. The purpose of this order is to permit the restricted manufacture and issue of metallic license plates for motor vehicles to be used for the licensing year which begins after June 30, 1944 and before July 1, 1945. Supplementary Limitation Order L-32-a governs the manufacture and issue of such plates for the immediately preceding licensing year.

(b) Definitions. For the purpose of this order:

(1) "1942 license plate" means any metallic license plate for motor vehicles designed to be used for the licensing year which began after June 30, 1941 and before July 1, 1942.

(2) "1945 license plate" means any metallic license plate for motor vehicles designed to be used for the licensing year which begins after June 30, 1944 and before July 1, 1945.

(c) Permitted use of 1945 license Any governmental unit may manufacture or cause to be manufactured, and issue 1945 license plates only subject to the following conditions:

 Such license plates shall not exceed, in area or dimension, the 1942 license plates issued by such governmental unit.

- (2) Only one 1945 license plate shall be issued for the same motor vehicle except in replacement of a plate which has been lost, stolen or so damaged as to be no longer serviceable.
- (3) The total quantity of 1945 license plates manufactured by or for any governmental unit shall not exceed fifty per cent in number of the license plates issued by such governmental unit for the licensing year 1942, except that any gov-

ernmental unit which, for such license year, issued only one 1942 license plate for each motor vehicle, may manufacture as many 1945 license plates as such governmental unit issued for the license year 1942.

(4) 1945 license plates shall be manufactured only, (i) from metal owned by such governmental unit on January 7, 1944: or. (ii) from sheet or strip metal not heavier than 22 gauge acquired by such governmental unit pursuant to specific authorization by the War Production Board. Application for such authorization shall be made on Form CMP-4-B addressed to the Government Division, War Production Board, Washington 25, D. C., Ref: L-32-b.

This order does not constitute an authorization to purchase or accept delivery of metal for the manufacture of 1945 license plates, but specific authorization from the War Production Board must be obtained.

Issued this 7th day of January 1944. WAR PRODUCTION BOARD, By J. Joseph Whelan, Recording Secretary.

[F. R. Doc. 44-383; Filed, January 7, 1944; 11:11 a. m.]

PART 3291—CONSUMERS DURABLE GOODS [Limitation Order L-30-a, Direction 1]

SUPPLEMENTARY QUOTAS FOR FIRST QUARTER OF 1944

The following direction is issued pursuant to Limitation Order L-30-a:

This direction gives each manufacturer under Order L-30-a a supplementary quota of iron and steel for the first quarter of 1944 for use in making the following restricted articles: pails and buckets, wash tubs, wash boilers, funnels, fire-shovels and storage cans for petroleum products. In addition to his quotas under paragraphs (d) (3), (d) (4), (e) (2), (f) (2) and (f) (3) of Order L-30-a, he may put into process in that quarter in the production of any or all of the articles listed above not more than three times $42\frac{1}{4}\%$ of the average monthly amount of troe and of the average monthly amount of iron and steel put into process by him during the base period in the production of these restricted articles. All articles made under this direction must be produced in accordance with all provisions of Order L-30-a other than the quota provisions mentioned above.

Issued this 7th day of January 1944. WAR PRODUCTION BOARD, By J. JOSEPH WHELAN, Recording Secretary.

[F. R. Doc. 44-382; Filed, January 7, 1944; 11:11 a. m.]

Chapter XI—Office of Price Administration

PART 1448-EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 3-4, Revocation]

FOOD AND DRINK IN DESIGNATED COUNTIES IN MICHIGAN

For the reasons set forth in a statement of considerations issued simultaneously herewith and under the authority vested in the Regional Administ trator of Region III by the Emergency Price Control Act of 1942, as amended, Executive Order No. 9250, Executive Order No. 9328, and General Order No. 50, issued by the Office of Price Administration, It is ordered, That Restaurant Maximum Price Regulation No. 3-4 entitled "Food and Drink Sold for Immediate Consumption, Designated Counties in Michigan" be, and the same is, hereby revoked.

The provisions of Supplementary Order No. 40, "Effect of Repeal, Revocation, Amendment or other Modifications of Price Regulations" issued by the Price Administrator on April 2, 1943, shall apply with full force and effect to this order of revocation.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681, Gen. Order 50, 8 F.R. 4808)

Issued and effective November 30, 1943.

BIRKETT L. WILLIAMS, Regional Administrator

[F. R. Doc. 44-349; Filed, January 6, 1944; 5:09 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS [MPR 280,1 Amdt. 39]

MAXIMUM PRICES FOR SPECIFIC FOOD PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

The effective date provision of Amendment No. 14 to Maximum Price Regulation No. 280 is amended to read as follows:

This amendment shall become effective February 22, 1943, and shall terminate on February 23, 1944.

This Amendment No. 39 shall become effective as of November 23, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 3 F.R. 4681)

Issued this 6th day of January 1944.

JAME. F BROWNLEE,

Acting Administrator

F. R. Doc. 44-351; Filed, January 6, 1944; 5:22 p. m.]

PART 1499—COMMODITIES AND SERVICES
[SR 14A to GMPR, Amdt. 11]

MILK AND MILK PRODUCTS

A statement of the considerations inolved in the issuance of this amendment, ssued simultaneously herewith, has been filed with the Division of the Federal Register.°

The effective date provision of § 1499.73a (a) (1a) as provided for in Amendments Nos. 119 and 184 to Supplementary Regulation No. 14 and Amendments Nos. 2 and 4 to Supplementary Regulation No. 14A, is amended to read as follows:

This amendment shall become effective February 22, 1943, and shall terminate on February 23, 1944.

This Amendment No. 11 shall become effective as of November 23, 1943.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 6th day of January 1944.

Janua F. Broynner,

Acting Administrator

[P. B. Doo, 44-350; Filed, January 6, 1944; 5:16 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[LIPR 292, Amdt. 8]

EALES OF CITRUS FRUITS BY PACKERS, DROKERS, AUCTION MARKETS, TERMINAL SELLERS AND INTERMEDIATE SELLERS

Correction

In F.R. Doc. 43–20526, appearing on page 17425 of the issue for Wednesday, December 29, 1943, the column headings of the table should read:

E caso n	9 lb. bex	Ib. L. A.	82 lb. 34 box	& lb. box	All other containers	Bulk without container
			L	,		ļ.

PART 1312—LUMBER AND LUMBER PRODUCTS
[MPR 348,1 Amdt. 25]

LOGS AND EOLTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation 348 is amended by the addition of Appendix L. Table 4. $_{\mbox{\tiny C}}$

Area. The States of Arkancas, Louislana, Mississippi and Texas.

Species. The species of oak of the genus Quercus known to the Industry as white oak and red oak, red and sweet gum (Liquidamber styracifiua); Tupelo gum (Nyssa aquatica); black gum (Nyssa sylvatica); and other hardwood species.

Scaling and grading rules. The basis for measurement shall be the standard cord of 128 cubic feet. The prices for units of different specifications than the standard cord specifications of 4' x 4' x 8' chall be determined as follows:

(a) Convert the unit to cubic feet.
(b) Determine the ratio which the unit bears to the cord of 128 cubic feet; (A table of conversions is set forth at the beginning.

of Appendix L.)

(c) Multiply the price for the standard cord of 128 cubic feet by the ratio so ob-

Example: If the unit contains 180 cubic feet, the ratio is

tained.

$\frac{180}{128} = 1.408$

Grade specifications.—(1) Bourbon grade stave bolts. Must be of white call species; 88" in length; sound, straight-grained, free of all visible defects and must be cut from timber large enough to split into 4 or more holts so that each bolt will square 4 or more inches of red or heartwood. The 4 inch square is to be measured at the small end of the bolt.

- (2) Bourbon grade heading boits. Must be of white oak species; 23" in length, cound, straight-grained, free from all visible defects, and must be cut from timber large enough to split into 4 or more bolts so that each bolt will square 4½ or more inches of red or heartwood. The 4½ inch square is to be measured at the small end of the bolt.
- (3) Oil grade mixed oaks stare bolts. Can include both red and white cak bolts that are sound, straight-grained, free of knots,

catfaces and large worm holes, and must be cut from timber large enough to split into 3 or more belts so that each belt will square at least 4 inches of both heart and sapwood. The 4 inch equare is to be measured at the small end of the bolt. The belts are to be 38" in length.

(4) Oil grade mixed caks heading bolts. Can include both red and white cak holts that are sound, straight-grained, free of knots, catfaces and large worm holes, and must be cut from timber large enough to split into 3 or more bolts so that each holt will equare at least 4½ inches of both heart and capwood. The 4½ inch square is to be measured at the small end of the bolt. The holts are to be 23" in length.

measured at the small end of the boit. The bolts are to be 23" in length.

(6) #1 Grade block: (or billet). The minimum diameter for the blocks shall be 12" The blocks shall be cut into lengths of 23" and 33" unless otherwise specifically ordered by the buyer. All blocks are to be sound, straight-grained, free of knots, catfaces and large worm holes, except that two small knots 1" or dees in diameter will be permitted if the knots are in strict alignment.

(6) #2 Grade blocks or bolts. Any holt or block not mosting the requirements of a #1 block or an oil holt shall be considered as a #2 block or bolt. All bolts cut two pieces from one cut will be included in this grade.

Per cord	of 128
	feet.
Bourbon Grade Stave Bolts	\$25,00
Bourbon Grade Heading Bolts	25,00
Oll Grade Stave Bolts	17.00
Oll Grade Heading Bolts	17.00
#1 Grade Red and Sweet Gum	
Blocks	14.00
#1 Grade Mixed Gum Blocks	13.00
#1 Grade Other Hardwood Blocks	13.00
#2 Grade all species—Blocks or	
Boltsg	7,00

These prices to prevail f. o. b. cars or for bolts and blocks delivered to the mill by truck.

If the buyer takes delivery at a point other than on rallroad cars or at his mill, the maximum prices must be reduced by either or the following depending upon the delivery point:

- 1. The cest per cord to the buyer of trucking bolts or blocks to the closest rail siding and leading on cars if delivery to mill is by rail.
- 2. The cost to the buyer of trucking bolts or blocks to his mill if delivery to mill is by truck.

The prices herein established are for the purchase of blocks or bolts produced in the area described above and will govern for all buying plants purchasing blocks and bolts

^{*}Copies may be obtained from the Office of ?rice Administration.

¹8 FR. 5165, 7566, 6357, 7196, 7599, 7670, 1065, 8180, 9521, 9386, 9883, 10513, 11811, 13060, 3721, 16597, 16795.

²8 F.R. 9835, 9885, 10514, 12793, 13060, 13724, 15259, 15705, 16604, 16428, 16919.

²⁸ F.R. 16115, 16198, 16204, 16297.

in these areas, whether or not the buying plants are located in the area.

This amendment shall become effective January 13, 1944.

(56 Stat. 23, 765; Pub. Law 161, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9325, 8 F.R. 4681)

Issued this 7th day of January 1944.

CHESTER BOWLES, Administrator.

[F. R. Doc. 44-394; Filed, January 7, 1944; 11:38 a. m.]

PART 1315-RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COM-

[RPS 87,1 as Amended, Incl. Amdt. 9] SCRAP RUBBER

The preamble, §§ 1315.1261 (a) (3) 1315.1263 Table III are amended, and §§ 1315.1261 (a) (5) (6) 1315.1263 (h) (i) are added by Amendment 9, effective January 6, 1944, so that Revised Price Schedule No. 87, as Amended, shall read as follows:

In the judgment, of the Price Administrator it is necessary and proper to establish specific and uniform maximum prices for sales of scrap rubber. In the judgment of the Price Administrator the maximum prices established by this revised price schedule are and will be generally fair and equitable and will effectuate the purpose of the Emergency Price Control Act of 1942, as amended. A statement of the considerations involved in the issuance of this revised price schedule, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Insofar as this schedule uses specifications and standards which were not, prior to such use, in general use in the trade or industry affected, the Price Administrator has determined with respect to such specifications that no practicable alternative exists for securing effective price control with respect to the commodities subject to this schedule.

[Preamble amended by Supplementary Order 68, 8 F.R. 12555, effective 9-11-43, and Am. 9, effective 1-6-44]

Maximum prices for scrap rubber
ficensing.
Sales for export.
Applicability of the General Maxi-
mum Price Regulation.
Less than maximum prices.
Adjustable pricing.
Evasion.
Records and reports.
Enforcement.
Petitions for amendment.
Definitions.
Effective date.
Appendix A. Maximum prices for
scrap rubber.

AUTHORITY: §§ 1315.1251 to 1315.1263, inclusive, issued under 56 Stat. 23, 765; Pub. Law

151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681.

§ 1315.1251 Maximum prices for scrap rubber On and after June 26, 1942, regardless of any contract, agreement, lease or other obligation, no person shall sell or deliver scrap rubber to a consumer, and no consumer shall buy or receive scrap rubber, at prices higher than the maximum prices set forth in Appendix A hereof, incorporated herein as § 1315.1263; and no person shall agree, offer, solicit or attempt to do any of the foregoing: Provided, That a sale of scrap rubber articles or materials to a person who acquires them solely for the purpose of re-sale shall not be deemed a sale to a consumer. Provided further That this schedule shall not apply to any scrap rubber articles or materials which are acquired for the purpose of repairing or reconditioning them, or of reselling them to be repaired or reconditioned, to make them re-usable for their original purpose, even though such articles or materials may be acquired together with scrap rubber which is covered by this schedule.

[§ 1315.1251 as amended by Am. 4, 8 F.R. 4628, effective 4-13-43]

[Note: Supplementary Order No. 7 (7 F.R. 5176) provides that war procurement agencies and governments whose defense is vital to the defense of the United States shall be relieved of liability, civil or criminal, im-posed by price regulations issued by the Office of Price Administration.]

§ 1315.1252 Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, dur ing the period of suspension, make any sale for which his license has been suspended.

[§ 1315.1252 as amended by Supplementary Order No. 72, 8 F.R. 13244, effective 10-1-43]

[NOTE: The provisions of Licensing Order No. 2 (8 F.R. 13241) continue the registration provisions of Supplementary Order No. 5 (7 F.R. 3403, 6077, 9723; 8 F.R. 605, 13242) requiring the registration of dealers selling to a consumer any waste, scrap, or salvage material covered by Revised Price Schedule No. 87, as amended.]

§ 1315.1253 Sales for export. The maximum prices at which a person may export scrap rubber shall be determined in accordance with the provisions of the Maximum Export Price Regulation 3 issued by the Office of Price Administra-

§ 1315.1254 Applicability of the General Maximum Price Regulation. The provisions of this Revised Price Schedule No. 87, as Amended, supersede the provisions of the General Maximum Price Regulation with respect to sales and deliveries for which maximum prices are established in this Schedule.

§ 1315.1255 Less than maximum prices. Lower prices than those set forth in Appendix A (§ 1315.1263) may be charged, demanded, paid or offered.

§ 1315.1256 Adjustable pricing. Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant such authorization has been delegated. The authorization will be given by order.

[§ 1315.1256 as amended by Am. 6, 8 F.R. 8844, effective 7-2-43]

§ 1315.1257 Evasion. The price limitations set forth in this Revised Price Schedule No. 87, as Amended, shall not be evaded whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to scrap rubber, alone or in conjunction with any other commodity or by way of commission, service, transportation or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

§ 1315.1258 Records and reports. Every person making a sale or purchase of scrap rubber subject to this Revised Price Schedule No. 87, as Amended, after February 5, 1942, shall keep for inspection by the Office of Price Administration for a period of not less than one year complete and accurate records of each such sale or purchase showing the date thereof, the name and address of the buyer and the seller, the price paid or received, and the quantity of each grade purchased or sold, and (2) the quantity of each grade of scrap rubber on hand and on order, as of the close of each calendar month.

(b) Such persons shall submit such reports to the Office of Price Administration and keep such other records in addition to or in place of the records required in paragraph (a) of this section as the Office of Price Administration may from time to time require or permit.

§ 1315.1259 Enforcement. sons violating any provision of this Revised Price Schedule No. 87, as Amended, are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Revised Price Schedule No. 87, as Amended, or any price schedule, regulation or order issued by the Office of Price Administration or of any acts or practices which constitute such a violation, are urged to communicate

^{*}Copies may be obtained from the Office of Price Administration. 7 F.R. 4781.

²8 F.R. 13240.

² Second Revision: 8 F.R. 4132, 5987, 7662, 9998, 15193:

⁴⁸ F.R. 3096, 3849, 4347, 4486, 4724, 4978, 4848, 6047, 6962, 8511, 9025, 9991, 11955.

with the nearest district, state or regional office of the Office of Price Administration or its principal office in Washington, D. C.

§ 1315.1260 Petitions for amendment. Any person seeking an amendment of any provision of this Revised Price Schedule 87, as Amended, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

[§ 1315.1260 as amended by Supplementary Order No. 26, 7 F.R. 8948, effective 11-4-42]

(a) When § 1315.1261 Definitions. used in this Revised Price Schedule No.

87, as Amended, the term:
(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Scrap rubber" includes any waste or discarded rubber article or material usable for the production of reclaimed rubber or in the manufacture of any product.

(3) "Consumer" means any persons consuming scrap rubber in the production of reclaimed rubber or in the manufacture of any product. "Consumer" shall include any person who splits scrap rubber tires into their component parts.

(4) "Ton" means a short ton of 2,000 pounds net weight. Bags, coverings or containers shall not be included in the net weight.

*7 F.R. 8961; 8 F.R. 3313, 3533, 6173, 11806.

(5) "Rubber" means all types and forms of natural and synthetic rubber. but does not include balata or substitute rubber.

(6) "Synthetic rubber" means a material obtained by chemical synthesis, possessing the approximate physical properties of natural rubber, when compared in either the vulcanized or unvulcanized condition, which can be vulcanized with sulphur or other chemicals with the application of heat, and which, when vulcanized, is capable of rapid clastic recovery after being stretched to at least twice its length at temperatures ranging from 0° F. to 150° F. at any humidity.

[Subparagraph (3) amended and (6) and (6) added by Am. 9, effective 1-0-44]

(b) Unless the context otherwise requires, the definitions set forth in Section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1315.1262 Effective date. This Revised Price Schedule No. 87, as Amended (§§- 1315,1251 to 1315,1263, inclusive) shall become effective June 26, 1942.

[Issued June 26, 1942]

[Note: Effective dates of amendments are shown in notes following the parts affected)

§ 1315.1263 Appendix A: Maximum prices for scrap rubber—(a) Chief con-suming centers. The maximum prices listed in Tables I, II and III for each consuming center are applicable to every sale of scrap rubber to any consumer for use in a consuming mill located in such consuming center, regardless of the place from which the scrap rubber may have been shipped or where the actual sale may have been made.

[Dollars per short ton]

	Maximum prices at consuming centers						
Kind of scrap rubber	Akron, Ohio	Buffalo, N. Y.	Nauga- tuck, Cenn.	East Et. Louis, III.	Memphis, Tenn.	Ocdelen, Ala,	Leg Ar- East
Pneumatic tire casings: 1 Mixed passenger tires 2 Beadless passenger tires 3 Passenger dykes 4 Passenger dykes 4 Passenger S. A. G. 2 Mixed truck tires 9 Beadless truck tires 7 Truck dykes 8 No. 1 truck S. A. G. 2 No. 2 truck S. A. G. 3 Solid tires 1	2000 2000 2000 2000 2000 2000 2000 200	\$2555555555555555555555555555555555555	\$8.00 \$4.12 \$4.12 \$8.00 \$4.12 \$4.12 \$4.12 \$5.00	\$18.40 \$14.00 \$14.00 \$18.40 \$14.00 \$16.00 \$16.00 \$16.00	8698 8698 8698 8698 8698 8698 8698 8698	56.00 56.00	\$14.00 18.60 14.50 14.50 14.00 18.60 12.00 12.00

1 Preumatic tire easings: Shall consist of whole preumatic tire easings and shall be free frem bleye's thee, hard, exidized, burnt, filled, strip, and non-preumatic tires, and from leather and metal.

2 Mixed passenger tires: This kind shall consist of preumatic tire easings having skeplies or hard. A maximum of 10 percent may consist of readwarn tires.

3 Headless passenger tires: This kind shall consist of mixed passenger tires from which the beads have been removed but which conform otherwise to the specifications for mixed passenger tires.

4 Passenger dyles: This kind shall consist of beadless passenger tires from which two or more layers of flabric have been removed.

* Passenger dyies: This kind shall consist of besaless passenger lives from which two or mere types of libric have been removed.
* Passenger S. A. G.. This kind shall consist of pieces of mixed passenger tires from which the treeds and beeds have been removed, but may contain sidewall rubber or beads from which the which has been removed.
* Afficial truck tires: This kind shall consist of pneumatic tire excisings having seven piles or mere. A maximum of 10 percent may consist of encodworn tires.
* Beadless truck tires: This kind shall consist of mixed truck tires from which the beeds have been removed but which conform otherwise to the specifications for mixed truck tires.
* Truck dykes: This kind shall consist of beadless truck tires from which two or more layers of lebric have been removed.

removed.

*No. I truck S. A. G.: This kind shall consist of pieces of mixed truck tires from which the treeds end beard been removed, but may contain sidewall rubber or beads from which the who has been removed.

*P.No. Etruck S. A. G.: This kind shall consist of a mixture of passenger S. A. G. and No. I truck S. A. G.

*P. Solid tires: This kind shall consist of solid motor truck tires and shall be free from exhibited tires, rectal, hard bases, fibre bases and cloth bases.

[Table I amended by Am. 3, 7 F.R. 8700, effective 10-31-42 and Am. 7, 8 F.R. 9017, effective 7-1-43]

TABLE II

	Meximum pr	facet ore- voitors
Kind et czap rukter	Aben. Obb. Bright id. Bright id. California Add. Kendin Control of the Control Control of the Control of the Co	Los An- galæ, Coli
No. 1 powerer reclings? No. 2 powerer reclings? No. 3 powerer reclings? No. 1 trues yearings? No. 1 trues yearings? No. 2 trues reclings? No. 3 trues reclings? No. 1 that calved (sinc) Create. No. 2 light calved create?	Dellas par elation 82.23 82.23 82.23 62.23 62.30 63.20	Dellus pa charles \$4.00 21.00 41.20 42.00 22.00 44.00 44.00 44.20

No. I present pellent This kind shall consist of incess stripped from Fraumatic Tire Ceriman having any pellent. The material shall be free from them mitely cather. In the material shall be free from them. In the factor.

*No. I present pellent This kind shall consist of incess ringed from Mad, kunt er collided treats.

*No. I present pellent This kind shall consist of incess ringed from Fraumatic Thre Ceriman having six planes from Fraumatic Thre Ceriman having the first pellent in the material may contain cushion rubber, breaker librit, and cit having planes more than an interest of the treat hear temperature from the first pellent from Fraumatic Thre Ceriman having even planes more. The material may contain cushion rubber have the first pellent from Fraumatic Thre Ceriman having even planes mere. The material may contain cushion rubber are not for the first pellent from Fraumatic Thre Ceriman having even mere than 10 present of No. I Fraumate Feeling.

*No. I fruit pellent This kind shall consist of treats are pellent from Fraumatic Thre Ceriman having even planes of from Fraumatic Fire Ceriman having even planes of from Fraumatic Fire Ceriman having even planes from blanes from the fire from the backer faith. Ended the fire from the fire from the backer faith. Cerima from valids a part of the treat has been removed.

*No. 2 light celent concern This kind chall consist of the free from the constant of the fire of fire from the constant of the fire from the constant of the fire of fire from the constant of the fire of the fire of fire from the constant of the fire of fire from the constant of the fire of fire for the fire of fire from the constant of the f

	TOT.	Cents per peun 1
Paramer tuber " No. 2 paramer tuber " Light estreet No. 2 paramer tuber " Light estreet No. 2 paramer tuber " Red paramer tuber " Black paramer tuber " Truck tuber " No. 2 truck tuber " Re I truck tuber " Hisci truck tuber " Misci truck tuber " Two tore i blacked I tuber " Miscellager unioner tuber "	THE SECO	70,000

a Privary their Shall condit of inher tubes for primingle the endors having its plus as long and chall to fee from printime-pared tuber, from entry and calling tuber, and from maked and principal tuber, and from maked and principal tuber, chall be free from main valves. All Privary Tuber, their before from main valves. All Privary Tuber, their before from main valves and Block Farther Tuber, their based from block matter their Tuber, and the free from block matter valve ests and from the terms of each valves.

**B No. 2 privary tuber Tuber, their thall consist of all Farthers Tuber, accept block, not, and Twe-Tong Farthers Tuber.

a No. I parenty litter 'I min shift chall consider the Perconner Tubes creept block, nd, and Two-Ton-I Perconner Tubes.

B Lief colored No. 2 passenger tubes This kind shall exacts of No. 2 Perconner Tubes oppositely soluted as to color by a training televant the buyer and seller.

B Lief presenter tubes This kind shall consider of chicky all Perconner Tubes.

B Lief presenter tubes This kind shall consider of chicky block presenter to them.

"Mixed passenger tubes: This kind shall consist of Passenger Tubes of various colors and qualities.
"Truck tubes: Shall consist of inner tubes for pneumatic tire casings having soven plies or more, and shall be free from puncture proof tubes, from crusty and oxidized tubes, and from metal and punchings. All Truck Tubes, except Mixed Truck Tubes, shall be free from metal valves. All Truck Tubes, except Mixed Truck Tubes, and Black Truck Tubes, shall be free from black rubber valve cots and from the bases of such valves.

lves. 13 *No. 2 truck tubes:* This kind sha<u>ll</u> consist of all Truck B No. 2 truck tubes: This kind shall consist of all Truck
Tubes except Black, Red and Two-Toned Truck Tubes.
Pad truck tubes: This kind shall consist of strictly
red Truck Tubes.
Plack truck tubes: This kind shall consist of strictly
black Truck Tubes.
Mixed truck tubes: This kind shall consist of Truck
Tubes of various colors and qualities.
Two-toned black-pold tubes: This kind shall consist of
two-toned black and gold Passenger or Truck Tubes.
Two-toned red-black tubes: This kind shall consist of
two-toned red and black Passenger or Truck Tubes.
Mixedlaneous inner tubes: This kind shall consist of
all kinds of inner tubes for pneumatic tires, not else-

all kinds of inner tubes for pneumatic tires, not elsowhere listed in Table II, and miscellaneous lots of any kinds of unsorted inner tubes for pneumatic tires, and may or may not contain metal valve stems.

[Table II amended by Am. 1, 7 F.R. 5177, effective 7-11-42; Am. 3, 7 F.R. 8700, effective 10-31-42; and Am. 7, 8 F.R. 9017, effective 7-1-43]

TABLE III

Maximum prices at all consuming

centers, cents

Kind of scrap rubber ver vound Mechanical scrap, other than Neoprene and Buna N Types:1 Black, specific gravity 1.15 or below-Black, specific gravity above 1.15____ White or colored, specific gravity 1.10 10 or below____ White or colored, specific gravity 1,11 to 1.30___. 5 White or colored, specific gravity 1.31 to 1.50____ 41/2 White or colored, specific gravity above 1.50_____ Mechanical scrap, Neoprene and Buna N Types -____ 4 Friction scrap, unprocessed: 3 White or colored______ 10 Black or mixed_____ в Friction scrap, processed: White or colored_____ 121/2 Black or mixed_____ 81/2 Other unvulcanized scrap rubber: White or colored_____ Black or mixed_____

¹Mechanical scrap, other than Neoprene and Buna N Types: Shall consist of all forms of rubber articles, except articles in which any synthetic rubber of the Neoprene Type or Buna N Type (such as Hycar, Perbunan, Chemigum, Butaprene and Thiokol RD) is included, and shall be free from fabric, metal. wood, and other extraneous materials.

²This kind shall consist of all forms of black, white, or colored rubber articles of all specific gravities in which any synthetic rubber of the Neoprene Type or Buna N Type (such as Hycar, Perbunan, Chemigum, Butaprene, and Thiokol RD) is included, and shall be free from fabric, metal, wood, and other extraneous materials.

³ This kind shall consist of unvulcanized factory scrap containing fabric.

4 This kind shall be the same as No. 3 except that it must be processed in accordance with standard trade practices.

This kind shall consist of unvulcanized scrap rubber and shall be free from fabric and all extraneous materials.

Maximum prices at all consuming centers, per short ton.

Kind of scrap rubber Buffings 6 _____ \$35.00 Bicycle tires 7_____ 15.00 Passenger tire beads *_____ 5, 00 7.00 Truck tire beads 9_____ Air bags and water bags 10_____ 15.00 25.00 Air brake hose 11______ Miscellaneous hose 12_____ 17,00 Mats and matting 13______Rubber boots and shoes 14_____ 15.00 33.00 No-mark soles and trimmings 15_____ 35, 00 32.00 Black soles and trimmings 16_____ Rubber heels 17 16.00 Miscellaneous scrap rubber 18_____ 15,00

Buffings. This kind shall consist of buffings from tires or rubber stocks comparable in quality to tires, and shall be commercially clean.

Bicycle Tires. This kind shall consist of bicycle tires, with or without beads, and shall be free from oxidized tires and metal valves.

8 Passenger Tire Beads. This kind shall consist of the beads of all motor car tires having six plies or less.

Truck Tire Beads. This kind shall consist of the beads of all motor car tires having seven or more plies.

10 Air Bags and Water Bags. This kind shall consist of air bags or water bags and shall be free from metal, and from burnt, cracked

21 Air Brake Hose. This kind shall consist of railroad air brake hose and shall be free from steam hose or any other kind of hose.

12 Miscellaneous Hose. This kind shall consist of all types of rubber hose except Air Brake Hose and shall be free from metal, rags. and rope.

¹³ Mats and Matting. This kind shall consist of all types of rubber mats and matting, and shall be free from metal, rags, and rope.

14 Rubber Boots and Shoes. This kind shall consist of rubber boots and shoes, untrimmed arctics, and tennis shoes, including black, white, or colored boots and shoes, both top shoes and gaiters, and light all-rubber gaiters. It shall be free from leather.

15 No-mark Soles and Trimmings. This kind shall consist of rubber soles and the trimmings from rubber soles made from white or light colored stock but shall be free from black rubber stock, metal, leather, wood, and other extraneous materials.

16 Black Soles and Trimmings. This kind shall consist of rubber soles, and the trimmings from rubber soles, made from black rubber stock, and shall be free from metal. leather, wood, and other extraneous mate-

17 Rubber Heels. This kind shall consist of rubber heels with or without nails and shall be free from leather.

¹⁸ Miscellaneous Scrap Rubber. This kind shall consist of miscellaneous unsorted rubber articles and articles not elsewhere classified in Tables I, II, or III.

[Table III amended by Am. 3, 7 F.R. 8700, effective 10-31-42, and Am. 9, effective 1-6-441

(b) Other consuming mills. (1) For any sale of scrap rubber of the kinds specified in Tables I and II to any consumer for use in a consuming mill not located in one of the consuming centers listed in Tables I and II, the applicable maximum prices shall be those set forth in Tables I and II for the one of the con-

suming centers there listed to which the freight charge on scrap rubber from such consuming mill is lowest. If to any such consuming mill the freight charge on scrap rubber from two or more of the consuming centers listed in Tables I and II is equal, and it is not lower from any of the others, the maximum prices applicable to sales for consumption in such mill shall be the prices set forth in Tables I and II for the one of those consuming centers with equal freight rates whose maximum prices are lowest.

(2) For any sale of scrap rubber of the kind specified in Table III to any consumer for use in a consuming mill not located in a consuming center, the applicable maximum prices shall be those

set forth in Table III.

(c) Scrap rubber not meeting grade specifications. The highest grade or quality of each kind of scrap rubber is defined by the specifications set forth in the footnotes to Tables I, II and III of paragraph (a) of this section. All prices listed represent respectively the maximum prices for the highest grade or quality of each kind as so defined. The presence of one or more of the objectionable features specified in the respective grade or quality specifications shall be deemed to lower the quality of the par ticular kind of scrap rubber sold. Any sale of scrap rubber of lower quality than that specified in Table I, II or III for the respective kind shall be made at an appropriate differential, below the maximum price for that kind listed in Table I, II or III and commensurate with the difference in quality involved.

(d) Delivered prices. The prices specified in this Appendix are the maximum prices that may be paid by any consumer, or charged by any person, for scrap rubber sold to a consumer and delivered to the consumer's mill. The maximum prices set forth shall include all transportation costs. If the seller does not deliver the scrap rubber to the consumer's mill, the maximum prices shall be the maximum prices specified in paragraphs (a) (b) and (c) of this section, less the lowest applicable published charges for transportation by rail, water or truck carrier to the consumer's mill, or if no such charges are published, the direct costs actually involved in transporting the scrap rubber to the consumer's mill.

[Note: Supplementary Order No. 31 (7 F.R. 9894; 8 F.R. 1312, 3702, 9521) provides that: "Notwithstanding the provisions of any price regulation, the tax on transportation of all property (excepting coal) imposed by section 620 of the Revenue Act of 1942 shall, for purposes of determining the applicable maximum price of any commodity or service, be treated as though it were an increase of 3% in the amount charged by every person engaged in the business of transporting property for hire. It shall not be treated, under any provision of any price regulation or any interpretation thereof, as a tax for which a charge may be made in addition to the maximum price."]

(e) Packing. (1) The prices specified in this Appendix represent maximum prices for scrap rubber that is packed as follows:

- (i) Mixed and beadless tires, solid tires and bicycle tires may be shipped bundled or loose in cars.
- (ii) All other-kinds of scrap rubber shall be packed in bags, bales or bundles, with each kind packed separately. Each bale or bundle shall weigh not less than 500 pounds nor more than 1500 pounds and shall be well and securely bound.

[Subparagraphs (i) and (ii) as amended by Am. 3, 7 F.R. 8700, effective 10-31-42]

- (2) Any sale of scrap rubber not packed in accordance with the provisions of this paragraph must be made at appropriate differentials below the maximum prices specified in paragraphs (a) (b) and (c) of this section.
- (f) Premiums for large deliveries on sales contracted for prior to June 26, 1942. In any sale of scrap rubber, contracted for prior to June 26, 1942, as to which, under the provisions of § 1315.1260 (f) of Revised Price Schedule No. 87 in effect at the time of making such contract, a premium in addition to the listed maximum prices was allowed to be charged and paid, any premium that could properly have been added under the provisions of \S 1315.1260 (f) may be charged and paid, though delivery is not completed until on or after June 26, 1942. In sales contracted for on or after June 26, 1942. no premium shall be added to the listed maximum prices for large deliveries.

[Paragraph (f) added by Am. 2, 7 F.R. 6002, effective 6-26-42]

(g) Maximum prices for hard rubber scrap and for certain bicycle inner tubes. Anything in this regulation to the contrary notwithstanding, the maximum price for (1) hard rubber scrap and (2) bicycle inner tubes sold for the manufacture of rubber bands shall be determined in accordance with the provisions of the General Maximum Price Regulation. In applying those provisions to sales and deliveries by the Rubber Reserve Company, other persons who were dealing in scrap rubber during March 1942 shall be deemed to be competitive sellers of the same class as the Rubber Reserve Company.

[Paragraph (g) added by Am. 5, 8 F.R. 5986, effective 5-12-43 and amended by Am. 8, 8 F.R. 11039, effective 8-13-43]

(h) Maximum prices for pneumatic casing carcass fabric sold for certain uses. Anything in this schedule to the contrary notwithstanding, the maximum price for pneumatic casing carcass fabric suitable for use in the manufacture of tire patches or reliners or as material from which to stamp or cut shoe soles, when sold for such uses, shall be 8 cents per pound, delivered, regardless of the gauge or number of plies of thickness.

(i) Maximum prices for certain sales of specially sorted scrap rubber. A seller of scrap rubber articles (except tires, tire parts and inner tubes) who wishes

to establish a higher maximum price than the maximum price set forth in Table III for such scrap rubber articles, may do so pursuant to this paragraph where:

(1) Such articles of scrap rubber are specially sorted; and

(2) They are to be sold to a consumer for use in the manufacture of rubber products other than reclaimed rubber.

The seller shall file a report with the Office of Price Administration, Washington, D. C., which must include the following information:

- (1) The name and address of the seller.
- (2) The name and address of the proposed purchaser.

(3) A description of the scrap rubber and the use to which such scrap rubber articles will be put by the purchaser.

(4) A statement of the actual cost per pound, or, if actual costs are not available, of the estimated costs per pound of sorting and handling such scrap rubber articles.

(5) The proposed maximum price and a statement of the reasons why such price is believed to be fair and equitable.

The seller may sell or deliver such specially sorted scrap rubber articles at his proposed maximum price at any time after mailing his report. However, he may not receive payment in excess of the maximum price that would otherwise be established under Table III until the Office of Price Administration approves the proposed maximum price in writing or until 20 days have elapsed after the mailing of the report without the Office of Price Administration disapproving of the proposed maximum price. If the Office of Price Administration disapproves of the proposed maximum price, it will designate a different maximum price in writing. The seller may not receive payment at a price in excess of that so designated. The maximum price, either approved or designated in the manner just set forth, shall be the maximum price for all subsequent sales to purchasers of the same class. However, after the 20-day period, the Office of Price Administration may establish in writing a different maximum price, not to apply retroactively.

[Paragraph (h) and (i) added by Am. 9, effective 1-6-44]

Note: All reporting and record-keeping requirements of this schedule have been approved by the Bureau of the Budget in eccordance with the Federal Reports Act of 1942.

Issued this 6th day of January 1944.

James F. Brownlee,

Acting Administrator.

[F. R. Doc. 44-391; Filed, January 7, 1944; 11:37 a. m.]

PART 1340—FUEL [LIPR 436, Amdt. 6]

CRUDE PETROLEUM, PETROLEUM AND MATURAL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation No. 436 is amended in the following respects:

- 1. Section 8 (a) (3) is added to read as follows:
- (2) Smackover Field. The maximum price at the receiving tank for crude patroleum produced in the Smackover Field, Ouachita and Union Counties, Arkansas, shall be a flat price of 982 per barrel.
- 2. Section 8 (e) (6) is added to read as follows:
- (6) Bayou Des Allemands, Raceland, Gibson, Lake Arthur Tepetate, North Tepetate, and Abbeville Fields. The maximum price at the receiving tank for crude petroleum of 40° A. P. I. gravity and above produced in the Bayou Des Allemands Field in La Fourche and St. Charles Parishes, Raceland Field in La Fourche Parish, Gibson Field in Terrebonne Parish, Lake Arthur, Tepetate, North Tepetate and Abbeville Fields all located in Louisiana, shall be \$1.30 per barrel with the customary differentials for lower gravity crudes.
- 3. Section 8 (f) (2) is added to read as follows:
- (2) Headquarters Field. The maximum price at the receiving tank for crude petroleum produced in the Headquarters Field, Roscommon County, Michigan, shall be \$1.48 per barrel.

This amendment shall become effective January 12, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9323, 3 F.R. 4681)

Issued this 6th day of January 1944.

James F. Brownlee,

Acting Administrator

[F. R. Doc. 44-392; Filed, January 7, 1944; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[MPR 262] Amdt. 15]

SEASONAL AND MISCELLANEOUS FOOD COM-

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.*

Section 1351.965 (a) (5) is amended to read as follows:

(5) "Bottled egg nog" is a specialty holiday beverage made from fresh or

^{*}Copics may be obtained from the Office off Price Administration.

³8 FR. 11369. ²7 FR. 9244, 10244; 8 FR. 262, 273, 437, 673, 2285, 5164, 9201, 10563, 11040, 11447, 14935, 16935.

powdered eggs, syrup, cream and milk. The product does not contain any distilled spirits (bottled egg nog containing distilled spirits is priced under Maximum Price Regulation No. 445.)2

This amendment shall become effective **J**anuary 6, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 6th day of January 1944.

JAMES F BROWNLEE, Acting Administrator

[F. R. Doc. 44-396; Filed, January 7, 1944; 11:39 a. m.]

PART 1432-RATIONING OF CONSUMERS' DURABLE GOODS

[RO 9A, Amdt. 5]

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Ration Order 9A is amended in the following respects:

- 1. Section 3.1 (a) is amended to read as follows:
- (a) Any place other than a "manufacturing establishment" where a "person" regularly "acquires" and "transfers" "stoves covered by this order," is a "dealer establishment" if the sales or other transfers from there are made primarily to "consumers." Such a place is a "distributor establishment" if the sales or other transfers from there are made primarily to persons other than consumers or primarily to supply one's own establishments. However, if such a place is used by a person to keep stoves just to supply his own establishments, that place is a distributor establishment only if it supplies:
- (1) At least two of his own distributor
- establishments, or
 (2) At least three of his own dealer establishments.

Note: The term "manufacturing establishment" is explained in section 4.1.

- 2. Section 4.1 is amended to read as follows:
- SEC. 4.1 Explanation of the term manufacturing establishment and manuturer (a) Any place where a "person" makes or assembles any "stoves covered by this order" for sale or "transfer" is, as to those stoves, a manufacturing establishment. Any other place where a person gets stoves from his manufacturing establishment for sale or transfer primarily to persons other than consumers is, as to those stoves, a part of that manufacturing establishment.
- (b) Any person who has a manufacturing establishment is called a manufacturer.

- 3. Section 13.1 (a) (7) is amended to read as follows:
- (7) "Dealer establishment" has the meaning given that term by section 3.1
- 4. Section 13.1 (a) (9) is amended to read as follows:
- (9) "Distributor establishment" has the meaning given that term by section 3.1 (a)
- 5. Section 13.1 (a) (13) is amended to read as follows:
- (13) "Manufacturing establishment" has the meaning given that term by section 4.1 (a)

This amendment shall become effective January 11, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong., Pub. Laws 421 and 729, 77th Cong., E.O. 9125, 7 F.R. 2719; WPB Dir. 1, 7 F.R. 562, and Supp. Dir. 1-S, 8 F.R. 6018)

Issued this 6th day of January 1944.

JAMES F. BROWNLEE, Acting Administrator

[F. R. Doc. 44-395; Filed, January 7, 1944; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES [Rev. SR 14 to GMPR, Amdt. 81]

SUBSTITUTE SOLE FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Revised Supplementary Regulation 14 is amended in the following respects:

- Section 3.8 (a) is amended by substituting the date January 24, 1944 for January 11, 1944.
 2. Section 3.8 (b) is amended by sub-
- stituting the date March 1, 1944 for January 11, 1944 in both places in which it appears.
- 3. Section 3.8 (e) is added to read as follows:
- (e) Optional maximum prices. Sellers of substitute sole footwear other than at wholesale or retail may, prior to January 24, 1944, determine their maximum prices in accordance with paragraph (a) above.

Sellers at wholesale or retail of substitute sole footwear which has been priced by the manufacturer in accordance with paragraph (a) above, may, prior to March 1, 1944, determine their maximum prices in accordance with paragraph (b) above.

This amendment shall become effective January 11, 1944.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 6th day of January 1944. JAMES F. BROWNLEE, Acting Administrator

[F. R. Doc. 44-397; Filed, January 7, 1944; 11:39 a. m.]

TITLE 49-TRANSPORTATION AND RAILROADS

Chapter I-Interstate Commerce Commission

[S. O. 160-A]

Part 95—Car Service

HOLDING OF GRAIN OR SEEDS AT DESIGNATED MINNESOTA LOCALITIES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 5th day of January, A. D. 1944.

Upon recommendation of the Office of Defense Transportation, and upon fur ther consideration of Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, and good cause appearing therefor. It is ordered, That:

Section 95.34 prohibiting the holding for orders of carloads of grain or seeds at Glenwood, St. Cloud, Staples, Thief River Falls, or Willmar, Minnesota, Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, be, and it is hereby, suspended until further order of this Commission.

Announcement of suspension. Each of the railroads affected by this order shall publish, file, and post a supplement to each of its tariffs affected hereby effective on or before the effective date of this order and upon not less than ten days' notice to the Commission and to the public in accordance with the provisions of the Commission's Tariff Circular No. 20 announcing the suspension of Service Order No. 160 (8 F.R. 14223-24) of October 13, 1943, and stating that the provisions in Item No. 155 of Great Northern Railway Company Tariff G. N. Ry. I. C. C. No. A-8071, the second paragraph of Item No. 145 of Minneapolis, St. Paul & Sault Ste. Marie Railway Company (G. W Webster and Joseph Chapman, Trustees) Tariff M. St. P & S. Ste. M. I. C. C. No. 6980, and the second paragraph of Item No. 155 of Northern Pacific Railway Company Tariff (N. P Ry.) I. C. C. No. 9617, and any and all other tariffs, amendments thereto, or reissues thereof, will be applied on and after the effective date of this order. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 12:01 a.m., January 21, 1944; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Regis-

By the Commission, Division 3.

[SEAL] W P BARTEL, Secretary.

[F. R. Doc. 44-398; Filed, January 7, 1944; 11:52 a. m.]

^{*}Copies may be obtained from the Office of Price Administration.

¹⁸ F.R. 11564. ²⁸ F.R. 11161, 11851, 13496, 13500, 13845, 14016, 14401, 15913, 16997, 17415, 16928.

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

NEVADA

MODIFICATION OF GRAZING DISTRICT

Under and pursuant to the authority vested in me by the provisions of the Act of June 28, 1934 (48 Stat. 1269, 43 U.S.C. sec. 315 et seq.) as amended, commonly known as the Taylor Grazing Act, the following described lands are hereby added to Nevada Grazing District No. 3:

NEVADA

MOUNT DIABLO MERIDIAN

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T. 16 N., R. 19 E
  Sec. 27, E½NW¼, SW¼NW¼, SE¼,
Sec. 28, NW¼NE¼, NE¼NW¼,
  Sec. 34, E½NW¼,
  Sec. 35, SW¼,
Sec. 36, NE¼, SE¼NW¼, SE¼SW¼, SW¼
SE¼,
T. 17 N., R. 19 E.,
  Sec. 14, all;
  Sec. 22, W½NE¼, SE¼NE¼, NW¼, S½,
Sec. 27, SW¼NE¼, S½NW¼, W½SE¼,
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T. 15 N., R. 20 E., Sec. 2, W%NE%, SE%NE%, SE%NW%,

Sec. 2, W2NE4, SEANE4, SEANWA, NYSY, Sec. 11, SE4; Sec. 13, NWANWA, Sec. 14, NWANEA, EYEY, T. 16 N. R. 20 E., Sec. 4, EY, SWX; Sec. 16, NEYNEY, EYWY, SWYSWY, SEC. 16, NEYNEY, EYWY, SWYSWY,

SE4SE4, SE4SE4, SE4SE4, W% NE%SE%:

Sec. 26, all; Sec. 27, S1/2,

Sec. 28, N½, N½S½, SE¼SW¼, Sec. 29, S½NE¼, S½SW¼, NE¼SE¼, SW4SE4,

SW 48E4, Sec. 30, lot 1 of NW4, S½ lot 2.of NW4, lots 1 and 2 of SW4, E½, Sec. 31, S½ lot 1 of NW4, N½ lot 1 of SW4, N½ lot 2 of SW4, lots 3, 4, NE¼NE4, SW4NE4, NW4SE4, Sec. 32, N½, N½S½, Sec. 33, E½NE4, NW4, NE¼SE4,

Sec. 34, all; Sec. 35, all;

Sec. 36, N½NE¼, W½, S½SE¼, T. 17 N., R. 20 E., Sec. 17, NE½SW¼,

Sec. 18, SE¼NE¼, S½, Sec. 19, SE¼NW¼SW¼, SWMNEMSWM, NE4SW4SW4, NW4SE4SW4, SE4

SE¼, Sec. 20, N½,

Sec. 28, all;

Sec. 30, E½, NE¼NW¼, NE¼SW¼, Sec. 32, E½E½, NW¼NE¼, N½NW¼, SW¼NW¼, Sec. 33, SW¼SW¼,

T. 15 N., R. 21 E., Sec. 2, all;

Sec. 3, all;

Sec. 4, 51/2 Sec. 5, SE¼,

Sec. 6, N½, SW4, W½SE¼, Sec. 7, N½NW¼, SW¼NW¼, SE¼, Sec. 8, E½, E½NW¼, SW¼,

Sec. 9, all:

Sec. 10, all;

Sec. 11, all;

Sec. 14, all;

T. 15 N., R. 21 E.—Continued. Sec. 15, all;

Sec. 16, all;

Sec. 17, all; Sec. 18, E13, B13NW13, BW13;

Sec. 10, 272, 5724 173, 200, 200 T. 16 N., R. 21 E., Sec. 27, SW14NW14, Sec. 28, lots 2, 3, 4, SE14NE14, SE14NW14, W12NW14 and S12, Sec. 29, E14E14, SW14NE14, W12SW14 and

Sec. 29, E/2E/2, SW/ANE/3, W/2SW/3 and NW/4SE/4, Sec. 30, NW/4NE/4, W/2W/2SW/4NE/4, N/2NW/4, E/2SE/4NW/4, SW//SW/4 NW/4, E/2E/2SE/4, Sec. 31, E/2E/2SE/4, and S/2; Sec. 32, E/2NE/4, NW/4NE/4, W/2NW/4, and S/2

and S1/2, Sec. 33, NW1/4.

HAROLD L. ICKES, Secretary of the Interior.

DECEMBER 31, 1943.

[F. R. Doc. 44-399; Filed, January 7, 1944; 11:56 a. m.]

[Withdrawal 214]

IDAHO

AIR NAVIGATION SITE WITHDRAWAL

By virtue of the authority contained in section 4 of the act of May 24, 1928, c. 728, 45 Stat. 729 (U.S.C., title 49, sec. 214) it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Idaho are hereby withdrawn from all forms of appropriation under the publicland laws and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 214:

Boise Meridian

T 4 S, R. 4 E., Sec. 11, W½NW¼NE¼, T. 4 S, R. 5 E., Sec. 19, NEWNEWSEW.

The areas described aggregate 30 acres.

This order shall take precedence over, but shall not modify, the order of the Secretary of the Interior of April 8, 1935, establishing Idaho Grazing District No. 1, so far as it affects the above-described lands.

The jurisdiction granted by this order shall cease at the expiration of the sixmonths' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941, 55 Stat. 1647. Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior, and any other department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

HAROLD L. ICKES Secretary of the Interior. DECEMBER 30, 1943.

[F. R. Doc. 44-400; Filed, January 7, 1844; 11:56 a. m.l

Office of the Secretary.

Construction in Montana

RECOLUMNIZATIONS OF GRAZING SERVICE WAGE EOARD TO SECRETARY OF THE RI-

Pursuant to the order of the Secretary of the Interior dated June 15, 1943, and entitled Wage Fixing Procedures, Field Employees, Grazing Service, Department of the Interior, the Grazing Service Wage Board has determined prevailing wage rates for field employees of the Grazing Service who are not allocated to grade under the Classification Act of 1923, as amended, and who are engaged in construction in Region 6 of the Grazing Service. Region 6 is composed of the State of Montana. Extensive wage rate investigations have been made by the Wage Board.

The Grazing Service Wage Board finds that the hourly wage rates listed below are appropriate for construction work in the State of Montana and recommends them for your adoption:

> Recommended basic hourly rate for GES

hourly rate j	or GRS
Construction job title: employ Blacksmith Blacksmith helper	ees
Blacksmith	\$1.25
Blacksmith helper	.90
Carpenter	1.25
Compressor operator	1.03
Concrete finisher	1,25
Concrete mixer operator	1.25
Construction laborer	75
Construction laborer leadman	.85
Electrician	1.50
Electrician helper	1.00
Grader operator (road or blade)	1.25
Heavy duty mechanic	1.50
Iron worker, reinforcing	1.25
Iron worker, structurel	1.371/2
Jackhammer operator	1.00
Labor foreman	1.00
Mixed gang foreman	1.25
Apprentice engineer and oller	.30
Painter	1,25
Pile driver operator	1.50
Plasterer	1.50
Plumber	1.50
Powderman	1.60
Powderman helper	. 85
Rock crusher operator	1.25
Shovel or dragline operator	1.53
Stone mason	1.59
Teamster, 2 up	.65
Teamster, 3 up	70
Teamster, 4 up	75
Tractor operator (under 50 hp)	1.25
Tractor operator (50 hp and over)	1.50
Truck driver	.90
Truck driver, special	1.25
Well driller	1.25
Well driller helper	75
7	

It is the understanding of the Wage Board that the Grazing Service employees paid in accordance with this schedule will receive overtime pay on a basis of one and one-half times the basic hourly rate for all time worked in excess of forty hours in any one week. Refer to forty-hour week Act (Sec. 23, Act of March 28, 1934; 48 Stat. 522).

The Wage Board recommends that all field employees of the Grazing Service in Region 6 not allocated to grade and engaged in construction be classified or reclassified in accordance with the foregoing scshedule, effective at the beginning of the first pay period following the date of approval by the Secretary. The Board further recommends that all positions not allocated to grade and for which job titles are not listed above be abolished.

The Wage Board recommends that no person employed by the Grazing Service shall receive a reduction in basic wage rate due to promulgation of the recommended rates listed above.

The foregoing recommendations approved and adopted by the Grazing Service Wage Board this 10th day of December, 1943.

> GUY W NUMBERS, Chairman. ARCHIE D. RYAN, Member JOHN F. SHANKLIN. Member

I concur in the above recommendations.

C. WARREN STAPLETON. Special Adviser on Labor Relations. Approved: December 17, 1943. HAROLD L. ICKES.

[F. R. Doc. 44-388; Filed, January 7, 1944; 11:35 a. m.]

Secretary of the Interior

FEDERAL POWER COMMISSION.

[Docket No. G-515]

W C. FEAZEL, ET AL.

ORDER POSTPONING DATE OF HEARING

JANUARY 6, 1944.

In the matter of W C. Feazel, J. Floyd Hodge, Thomas J. Hill and R. J. Leche.

It appearing to the Commission that: (a) By order dated December 21, 1943, the Commission directed that a hearing in the above entitled matter be held beginning January 19, 1944;

(b) On December 27, 1943, W C. Feazel requested a postponement of the hearing until January 25, 1944, because of important conflicting engagements;

The Commission orders that:

The hearing heretofore ordered to be held beginning on January 19, 1944, be and the same is hereby postponed to January 25, 1944, at 9:45 a. m., in the Federal Court Room, in the United States Post Office Building, Monroe, Louisiana.

By the Commission.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 44-353; Filed, January 7, 1944; 9:59 a. m.1

OFFICE OF ALIEN PROPERTY CUS-TODIAN.

LEOPOLD H. P. KLOTZ AND NORTH AMERICAN INVESTING CO., INC.

ORDER FOR AND NOTICE OF HEARING

Whereas on April 7, 1942, the Alien Property Custodian issued Vesting Or-

der No. 3 (7 F.R. 2698) which vested certain property consisting of notes issued by Luscombe Airplane Corporation to Leopold H. P. Klotz, collateral notes issued by North American Investing Company to Leopold H. P Klotz, collateral security deposited with Leopold H. P Klotz to secure payment of the aforementioned collateral notes, a contract, as amended, between North American Investing Company and Leopold H. P Klotz and all right, title and interest of Leopold H. P Klotz in certain shares of Luscombe Airplane Corporation all of which property is more particularly described in Exhibit A attached to said Vesting Order No. 3, in which vesting order there was recited, among other things, a finding that the said property was the property of nationals of a foreign country designated in Executive Order No. 8389, as amended, as defined therein, and that the action taken was in the public interest; and

Whereas Leopold H. P Klotz has filed Notice of Claim No. 553, by which said Leopold H. P Klotz asserts a claim to some or all of the property vested by said vesting order and alleges that he is a national of a friendly foreign country and that he resides in the United States; and

Whereas North American Investing Company, Inc., has filed Notice of Claim No. 554, by which said North American Investing Company, Inc., asserts claim to some or all of the property vested by said vesting order and alleges that it is a Delaware corporation all of whose officers, directors, and stockholders are citizens of and reside in the United States.

Now, therefore, it is ordered, Pursuant to the regulations heretofore issued by the Alien Property Custodian (8 F.R. 16709) 'that the hearing thereon be held before the Vested Property Claims Committee on Thursday, January 20, 1944, at 10:00 a.m. eastern war time, in Room 633, National Press Building, 14th and F Streets NW., Washington, D. C. to continue thereafter at such times and places as the Committee may determine. It is further ordered, That this notice of hear ing be served by registered mail upon the said claimants and upon the persons designated in paragraph 2 of the said notices of claim and upon each person listed in paragraph 5 of Exhibit A attached to Vesting Order No. 3 as registered owner of shares of stock of Luscombe Airplane Corporation, all right, title and interest of Leopold H. P Klotz in said shares having been vested.

Any person desiring to be heard either in support of or in opposition to the said claims or either of them may appear at the hearing and is requested to notify the Vested Property Claims Committee, Office of Alien Property Custodian, National Press Building, 14th and F Streets NW., Washington (25) D. C., on or before January 15, 1944.

The foregoing characterization of the claims is for informational purposes only. and shall not be construed to constitute an admission or an adjudication by the Office of Alien Property Custodian as to the nature or validity of the claims. Copies of the claims and of the said vest-

ing order are available for public inspection at the above address.

VESTED PROPERTY CLAIMS [SEAL] COMMITTEE,

> JOHN C. FITZGERALD, Chairman.

MICHAEL F KRESKY.

[F. R. Doc. 44-357; Filed, January 7, 1944; 10:41 a. m.)

[Divesting Order 3]

SEVEN PATENTS, INCLUDING No. 1,656,804

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Having, on October 2, 1942, vested, pursuant to Vesting Order Number 201, as property in which nationals of a foreign country or countries had interests, the property described as follows:

All right, title, interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the patents, among others, identified in Exhibit A attached hereto and hereby made a part hereof;

2. Having thereafter discovered that the patent designated in such Vesting Order Number 201 and in said Exhibit Λ attached hereto as No. 1,777,234, was correctly described in such vesting order except for its number which should have been No. 1,777,235;

3. Having thereafter received a claim executed by American Lumber and Treating Co. (herein called Altco) on Form APC-17 in which Altco claims that at the time of the aforesaid vesting on October 2, 1942, it was the sole legal owner of each and all of the aforesaid patents and of all right, title and interest therein:

4. Finding, as a result of further investigation conducted subsequent to October 2. 1942, that each of said patents and all right, title and interest therein were on October 2, 1942, owned by Altco, and that the latter was at that time and at all times since then has been and now is a corporation organized under the laws of the State of Delaware, having its principal place of business in Chicago, Illinois, and not acting or purporting to act directly or indirectly for the benefit or on behalf of, and not con-trolled by nor a cloak for, any designated enemy country or national thereof;

5. Determining that the aforesaid vesting was effected by the undersigned under mistakes of fact;

6. Having received no other claim (except the one hereinbefore mentioned in subparagraph 3), or notice of claim, on Forms APC-1, APC-2, APC-16, APC-17 or otherwise, to any of said patents, or to any interest in any of such patents, or arising as a result of such vesting order; and having no knowl-edge of any interest in any of such patents held by any national of any foreign country:

7. Having neither assigned, transferred or conveyed to anyone any of such patents or any part of any thereof or any interest in any thereof, nor issued any license with respect to any thereof nor in any manner created in any thereof any right or interest in any person whomsoever;

8. Determining that the error committed in vesting such patents should be corrected by assigning and conveying said patents to Altco, and that such disposition of the latter's claim, being for the purpose of correcting mistakes made in vesting such patents originally, does not require the filing of any further claim or any further hearing;

9. Having made all determinations and taken all action required by law; and

10. Determining that under the aforesaid circumstances the disposition hereinafter effected is in the interest of and for the benefit of the United States;

hereby orders that the aforesaid patents be assigned to Altco.

Now, therefore, the undersigned hereby, without warranty, assigns, transfers and conveys to American Lumber and Treating Co., Chicago, Illinois, the following described property.

All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to those certain United States Letters Patent identified in Exhibit A attached hereto.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on April 30, 1943.

[SEAL]

LEO T. CROWLEY, Alien Property Custodian.

EXHIBIT A

Patents identified as follows:

Patent No. 1,656,804; Wolman Karl Heinrich; Wood preserving composition; Issued 1-17-28; 28.

Patent No. 1,700,010; Wolman Karl Heinrich; Wood preserving means; Issued 1-22-29;

Fatent No. 1,777,235; All Grubenholzim-pragnierung G. m. b. H.; Process for preserv-ing wood; Issued 9-30-30; 28. Patent No. 1,800,423; All Grubenholzim-pragnierung G. m. b. H., Wood preservative;

Issued 4-14-31; 28.

Patent No. 1,800,593; Brock Max; Means for protecting wooden masts, poles, sleepers and the like; Issued 4-14-31; 28.
Patent No. 1,957,872; Wolman Karl Hein-

rich: Preservative for wood; Issued 5-8-34; 28. Patent No. 1,957,873; All Grubenholzim-pragnierung G. m. b. H., Wood preservative;

Issued 5-8-34; 28.

[F. R. Doc. 44-358; Filed, January 7, 1944; 10:47 a. m.]

[Vesting Order 2643]

RESSORT AKTIENGESELLSCHAFT FUER PATENTVERWERTUNG

In re: Patents and interest of Ressort Aktiengesellschaft Fuer Patentverwertung in agreements relating to patents.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ressort Aktiengesellschaft Fuer Patentverwertung is a corporation organized under the laws of and having its principal place of business in Switzerland and is a national of a foreign country (Switzerland);

2. That Ressort Aktiengesellschaft Fuer Patentverwertung is included in The Pro-claimed List of Certain Blocked Nationals;

3. That the property described in subparagraph 4 hereof is property of Ressort Aktiengesellschaft Fuer Patentverwertung;

4. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related

thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Switzerland);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby yests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Allen Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL] LEO T. CROWLEY, Alien Property Custodian.

(1) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patents:

EXHIBIT A

Patent Number, Date, Inventor and Title

1,761,711; 6-3-30; Alfred Ehlenbeck; Process of and device for making spring incertions for cushions and the like.

1,868,279; 7-19-32; Alfred Ehlenbeck; Cushion or insert for mattresses and the like consisting of spiral springs.

1,925,868; 9-5-33; Alfred Ehlenbeck; Spring mattress, cushion or the like.

(2) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Remort Aktiengesellschaft Fuer Patentverwertung by virtue of an agreement dated June 17, 1935 (including all modifications thereof and supplements thereto, including, but not by way of limitation, the amendatory agreement between the same parties dated June 26, 1935) by and between Ressort Aktiengesellschaft Fuer Patentverwertung and Epeda Corporation, which agreement relates, among other things, to Patent No. 1,925,869,

(3) All interests and rights (including all revaltice and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to cue therefor) created in Ressort Aktiengecellschaft Fuer Patentverwertung by virtue of an agreement dated June 25, 1940 (including all medifications thereof and supplements thereto, if any) by and between Epeda Corporation and American Chain & Cable Company, Inc., which agreement relates, among other things, to patents,

All interests and rights (including all royalties and other monles payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Ressort Aktiengezellschaft Fuer Patentverwertung by virtue of an agreement dated June 25, 1940 (including all modifications thereof and supplements thereto, if any), by and between American Chain & Cable Company, Inc. and Owen Silent Spring Company, Inc., which agreement relates, among things, to patents.

[F. R. Doc. 44-361; Filed, January 7, 1944; 10:44 a. m.1

[Vesting Order 2644]

WOLDEMAR HUGO KNAPP

In re: Patent and interest of Woldemar Hugo Knapp in an agreement with Westinghouse Electric & Manufacturing

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Woldemar Hugo Knapp is a resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in paragraph 3 hereof is property of Woldemar Hugo Enapp;

3. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

LEO T. CROWLEY, Alien Property Custodian.

EXHIBIT A

(1) All right, title and interest, including accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patent:

Patent Number, Date of Issue, Inventor and Title

1,880,259; 10-4-32; Woldemar Hugo Knapp; Insulating device for high voltage lines.

(2) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Woldemar Hugo Knapp by virtue of an agreement dated September 3, 1925 (including all modifications thereof and supplements thereto, including, but without limitation, the exercising of the option provided for in such agreement) by and between Woldemar Hugo Knapp and Westinghouse Electric & Manufacturing Company, which agreement relates, among other things, to Patent No. 1,880,259.

[F. R. Doc. 44-362; Filed, January 7, 1944; 10:44 a. m.]

[Vesting Order 2645]

ETABLISSEMENTS ET LABORATORIES GEORGES TRUFFAUT

In re: Interest of Etablissements et Laboratoires Georges Truffaut in an agreement with Standard Chemical Products, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Etablissements et Laboratoires Georges Truffaut is a corporation organized under the laws of France and is a national of a foreign country (France);

2. That the property described in subparagraph 3 hereof is property of Etablissements et Laboratoirés Georges Truffaut;

3. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (France);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national in-

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this Order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

LEO T. CROWLEY. Alien Property Custodian.

EXHIBIT A

(1) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patents:

Patent Number, Date of Issue, Inventor and Title

1,947,320; 2-13-34; Georges Truffaut & Isaac Pastac; Remedy for combating diseases of plants and in a process for applying the same. 2,054,509; 9-15-36; Isaac Pastac; Method for the selective destruction of weeds.

(2) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Etablissements et Laboratoires George Truffaut by virtue of an agreement dated March 2, 1938 (including all modifications thereof and supplements thereto, if any), by and between Etablissements et Laboratoires Georges Truffaut and Standard Chemical Products, Inc., which agreement relates, among other things, to United States Letters Patent No. 1,947,320 and 2,054,509.

[F R. Doc. 44-363; Filed January 7, 1944; 10:45 a. m.]

[Vesting Order 2646]

GESELLSCHAFT FUER SCHLAMMTROCKNUNG M. B. H: AND DR. GUSTAV TER MEER

In re: Interests of Gesellschaft Fuer Schlammtrocknung-M. B. H. and Dr.

Gustav ter Meer in an agreement with Albert T. Otto & Sons, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Gesellschaft Fuer Schlammtrocknung M. B. H. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That Dr. Gustav ter Meer is a resident of Germany and is a national of a foreign coun-

try (Germany);
3. That the property identified in subparagraph 4 hereof is property of Gesellschaft uer Schlammtrocknung M. B. H. and/or Gustav ter Meer;

4. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Gesellschaft Fuer Schlammtrocknung M. B. H. and Gustav ter Meer, and each of them, by virtue of an agreement by and between Gesellschaft Fuer Schlammtrocknung M. B. H., Gustav ter Meer and Albert T. Otto & Sons, Inc., executed by Albert T. Otto & Sons, Inc., on July 15, 1930 and Gesellschaft Fuer Schlammtrocknung M. B. H. and Gustav ter Meer on June 8, 1931 (including all modifications of and supplements to such agreement, including, but without limitation, an agreement dated January 4, 1938, and an agreement consummated by a letter dated June 15, 1939) which agreement and modifications relate, among other things, to Patent No. 1,842,464,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, na-tionals of a foreign country (Germany); And having made all determinations and

taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national

interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim. The terms "national" and "designated

enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

`Leo T. Crowley, Alien Property Custodian.

[F. R. Doc. 44-364; Filed, January 7, 1944; 10:45 a.m.]

[Vesting Order 2647]

G. HILSCHER, WIRKMASCHINEN FABRIC

In re: Interest of G. Hilscher, Wirkmaschinen Fabric in an Agreement with Hemphill Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

- That G. Hilscher, Wirkmaschinen Fabric is a company organized under the laws of Germany and is a national of a foreign country (Germany);
- That the property identified in subparagraph 3 hereof is property of G. Hilscher, Wirkmaschinen Fabric;
- 3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in G. Hilscher, Wirkmaschinen Fabric by virtue of an agreement dated June 12, 1934 (including all modifications thereof and supplements thereto, if any) by and between G. Hilscher, Wirkmaschinen Fabric and Hemphill Company, which agreement relates, among other things, to United States Letters Patent No. 2,194,485,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a

hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-365; Filed, January 7, 1944; 10:45 a. m.]

[Vesting Order 2048]

KARL KADEN

In re: Interest of Karl Kaden in an agreement with No-Sag Spring Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

 That Karl Kaden is a resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Karl Kaden;
3. That the property described as follows:

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Karl Kaden by virtue of an agreement dated July 13, 1933 (including all modifications thereof and supplements thereto, if any) by and between No-Sag Spring Company and Karl Kaden, which agreement relates, among other things, to United States Relesue Letters Patent No. 21,263.

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date here-

of, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enomy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-368; Filed, January 7, 1944; 10:45 a.m.]

[Vesting Order 2649]

WILLY BECHER

In re: Interest of Willy Becher in an agreement with The Mathieson Alkali Works, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Willy Becher is a resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Willy Becher;

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Willy Becher by virtue of an agreement dated July 20, 1937 and August 9, 1937 (including all modifications thereof and supplements thereto, if any) by and between Willy Becher and The Mathleson Alkali Works, Inc., which agreement relates, among other things, to United States letters Patent No. 1,904,190 and 1,910,741,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

Leo T. Crowley, Alien Property Custodian.

[F. R. Doc. 44-367; Filed, January 7, 1944; 10:45 a.m.]

[Vesting Order 2650]

LEONORE GOTZ

In re: Interest of Leonore Gotz in an agreement between Richard Gotz and Spicer Manufacturing Corporation.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Leonore Gotz is a citizen and resident of Germany and is a national of a foreign country (Germany);

That the property identified in subparagraph 3 hereof is property of Leonore Gotz;
 That the property described as follows:

All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Richard Gotz by virtue of an agreement dated August 15, 1932 (including all modifications thereof and supplements thereto, if any) by and between Richard Gotz and Spicer Manufacturing Corporation, which agreement relates, among other things, to United States Reissue Patent No. 18,080,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itcelf constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be

determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim,

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

Leo T. Crowley,
Alien Property Custodian.

[F R. Doc. 44–368; Filed, January 7, 1944; 10:46 a.m.]

[Vesting Order 2651]

SOCIETE ANONYME POUR LES APPLICATIONS DE L'ELECTRICITE ET DES GAZ RARES ETABLISSEMENTS, CLAUDE-PAZ ET SILVA AND SOCIETE POUR L'ETUDE & EXPLOITA-TIONS DES MATIERES LUMINESCENTES

In re: Interest of Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva and Societe Pour L'Etude & Exploitations des Matieres Luminescentes in agreements with each other and with General Electric Company and Claude Neon Lights, Inc., United States patents owned by nationals of France.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva and Societe Pour L'Etude & Exploitations des Matieres Luminescentes are corporations organized under the laws of France and are nationals of a foreign country (France);

2. That Andre Claude and Pierre Lemaigre-Voreaux are residents of France and are nationals of a foreign country (France):

nationals of a foreign country (France);
3. That the property identified in subparagraph 9a, 9b and 9c hereof is property
of Societe Anonyme Pour Les Applications
De L'Electricite et Des Gaz Rares Etablissements Claude-Paz et Silva;

4. That the property identified in subparagraph 9d hereof is property of Societe Anonyme Pour Les Applications De L'Electricite et Des Gaz Rares Etablissements Claude-Paz et Silva and/or Societe Pour L'-Etude & Exploitations des Matieres Luminescentes;

5. That the property identified in subparagraph 9e hereof is property of Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva;

6. That the property identified in subparagraph 9f hereof is property of Andre Claude;
7. That the property identified in subpara-

7. That the property identified in subparagraph 9g hereof is property of Pierre Lemaigre-Voreaux;

8. That the property identified in subparagraph 9h hereof is property of Societe Pour L'Etude & Exploitations des Matieres Luminescentes:

9. That the property described as follows:
(a) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the patents identified in Exhibit A attached hereto and made a part hereof,

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva by virtue of an agreement dated December 30, 1937 (including all modifications thereof and supplements thereto, if any) by and between Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva and General Electric Company, which agreement relates, among other things, to Patent No. 2,030,957,

(c) All interests and rights (including all royaltles and other monies payable or hold with respect to such interests and rights and all damages for breach of the agreement here-inafter described, together with the right to sue therefor) created in Societo Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva by virtue of an agreement dated December 30, 1937 (including all modifications thereof and supplements thereto, if any) by and between Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva and Claudo Meon Lights, Inc., which agreement relates, among other things, to Patent No. 2,030,057,

(d) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Établissements Claude-Paz et Silva and Societe Pour L'Etude & Exploitations des Matieres Luminescentes, and each of them, by virtue of an agreement dated February 20, 1939 (including all modifications thereof and supplements thereto, if any) by and between Societe Anonyme Pour Les Applications De L'Electricite Et Des Gaz Rares Etablissements Claude-Paz et Silva and Societe Pour L'Etude & Exploitations des Mafieres Luminescentes, which agreement relates, among other things, to Patents Nos. 2,179,134 and 2,210,780,

(e) All right, title and interest, owned by Societe Anonyme Pour Les Applications Do Societe Anonyme Pour Les Applications Do L'Electricite Et Des Gaz Rares, Establissements Claude-Paz et Silva, including all rights to grant licenses and all royalities and all damages and profits recoverable at law or in equity, by it from any person, firm, corporation or government for past infringement thereof, to which the owner of such right, title and interest is entitled, in and to the following patent:

Patent Number, Date of Issue, Inventor, and Title

1,998,371; 4-16-35; Erich Koch; Electric glow-discharge vessel.

(f) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patents:

Patent Number, Date of Issue, Inventor, and Title

1,972,183; 9-4-34; Andre Claude; Electric gaseous discharge tube.

1,987,845; 1-15-35; Andre Claude; Electric gaseous discharge device.

2,029,986; 2-4-36; Andre Claude; Electric lighting apparatus.

2,041,595; 5-19-36; Andre Claude; Electric gaseous discharge apparatus.

(g) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patent:

Patent Number, Date of Issue, Inventor, and Title

2,235,802; 3-18-41; Pierre Lemaigre-Voreaux; Luminescent substance for electric discharge vessels.

(h) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patents:

Patent Number, Date of Issue, Inventor, and Title

2,179,134; 11-7-39; Marcel Servingne; Inorganic luminous material.

2,210,780; 8-6-40; Marcel Servingne; Electric discharge tube.

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (France);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

Ехнівіт А

Patent Number, Date of Issue, Inventor, and Title

Re. 20,909; 11-8-38; Andre Claude; Discharge tube. 2,030,957; 2-18-36; Joseph Bethened & Andre Claude; Electromagnetic apparatus.

2,091,853; 8-7-37; Jacques Becquemont; Electric discharge tubs.

2,149,414; 3-7-39; Joseph Bethencd; Induction excitation of electric discharge tubes. 2,173,208; 9-19-39; Jean Lecorguillier; Elec-

2,177,684; 10-31-39; Joseph Bethened & Daniel Andre Kayser; Electric discharge apparatus,

2,178,326; 10-31-39; Jean Lecorguillier; Method of and means for eliminating occluded gases from an enclosure.

2,182,609; 12-5-39; Joseph Bethened; Davice for starting and feeding electric discharge tubes.

2,221,862; 11-19-40; Andre Claude; Lighting device.

ing device. 2,223,389; 12-3-40; Joseph Bethenod; Supply of electric discharge tubes excited inductively.

2,272,513; 2-10-42; Fernand Courdil; Electric lamp.

[F. R. Doc. 44-369; Filed, January 7, 1944; 10:46 a.m.]

[Vesting Order 2652]

I. G. FARBENINDUSTRIE A. G. AND AKTIEN-GESELLSCHAFT FUR STICKSTOFFDUNGER

In re: Patent application of I. G. Farbenindustrie Aktiengesellschaft and patent and interest of Aktiengesellschaft für Stickstoffdunger in an agreement with Union Carbide Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That I. G. Farbenindustrie Aktiengesellschaft and Aktiengesellschaft für Stickstoffdunger are corporations organized under the laws of Germany and are nationals of a foreign country (Germany);

 That the property described in subparagraph 4a hereof is property of I. G. Farbenindustrie Aktlengesellschaft;

 That the property described in subparagraphs 4b and 4c hereof is property of Aktiengesellschaft fur Stickstoffdunger;

4. That the property identified as follows:
(a) United States patent application identified as follows:

Serial Number, Filing Date, Inventor, and Title

260,146; 3-6-39; H. Holler & O. Mucs; process for the generation of acetylene from calcium carbide and water.

together with the entire right, title and interest throughout the United States and its territories in and to, including the right to file applications in the United States Patent Office for Letters Patent for, the invention or inventions shown or described in such application,

(b) All right, title and interest including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patent:

Patent Number, Date, Inventor and Title Re. 20,527; 10-5-37; C. Weibezahn & F. Walter; Process for preparing acetylene,

(c) All interests and rights (including all royalties and other monics payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Altitengesellschaft für Stickstoffdunger by virtue of an agreement dated May 28, 1937 (including all modifications thereof and supplements thereto,

if any) by and between Aktiengeeslischaft fur Stickstoffdunger and Union Carbide Company, which agreement relates, among other things, to United States Reissue Patent No. 20,527.

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-370; Filed, January 7, 1944; 10:43 a. m.]

[Vesting Order 2683]

J. D. RIEDEL-E. DE HAEN AKTIENGESELL-SCHAFT, ET AL.

In re: Interests of J. D. Riedel-E. de Haen Aktiengesellschaft, Schermg-Kahlbaum Aktiengesellschaft, Elchemie G. m. b. H. and Leo Lowenstein in Agreements with E. I. du Pont de Nemours & Company and Buffalo Electro-Chemical Company, Inc.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That J. D. Riedel-E. de Haen Aktiengecellschaft, Schering-Kahlbaum Aktiengesellschaft and Eichemie G. m. b. H. are corporations organized under the laws of Germany and are nationals of a foreign country (Germany):

2. That Leo Lowenstein is a resident of Germany and is a national of a foreign

country (Germany);
3. That the property identified in subparagraph 4 hereof is property of J. D. Riedel-E. de Haen Aktiengesellschaft, Schering-Kahlbaum Aktiengesellschaft, Elchemie G. m. b. H. and Leo Lowenstein;

4. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national

hereby yests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated 'enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence. validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on November 30, 1943.

[SEAL]

LEO T. CROWLEY, Alien Property Custodian.

EXHIBIT A

(1) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights, and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in J. D. Riedel-E. de Haen Aktiengesellschaft, Schering-Kahlbaum Aktiengesellschaft, Elchemie G. m. b. H. and Leo Lowenstein, and each of them, by virtue of an agreement dated March 24, 1933 (including all modifications thereof and supplements thereto, if any) by and between J. D. Riedel-E. de Haen Aktiengesellschaft, Schering-Kahlbaum Aktiengesellschaft. Elchemie G. m. b. H. and Leo Lowenstein and E. I. du Pont de Nemours & Company, which agreemen't relates, among other things, to United States Letters Patent No. 1,851,961,

(2) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights, and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in J. D. Riedel-E. de Haen Aktiengesellschaft, Schering-Kahlbaum Aktiengesellschaft, Elchemie G. m. b. H. and Leo Lowenstein, and each of them, by virtue of an agreement dated March 27, 1933 (including all modifications thereof and supplements thereto, if any) by and between J. D. Riedel-E. de Haen Aktiengesellschaft Schering-Kahlbaum Aktiengesellschaft, Elchemie G. m. b. H. and Leo Lowenstein and Buffalo Electro-Chemical Company, Inc., which agreement relates, among other things, to United States Letters Patent No. 1,851,961.

[F. R. Doc. 44-380; Filed, January 7, 1944; 10:46 a. m.]

[Vesting Order 2684]

ELIZABETH STEIN

In re: Reissue Patent and Interest of Elisabeth Stein in an agreement between Paul Stein and Elkhart Brass Mfg. Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Elisabeth Stein is a resident of Germany and is a national of a foreign country (Germany);

2. That the property identified in subparagraph 3 hereof is property of Elisabeth Stein;

3. That the property described as follows: Property identified in Exhibit A attached hereto and made a part hereof,

is property of, or is property payable or held with respect to patents or rights related thereto in which interests are held by, andsuch property itself constitutes interests held therein by, a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts,, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on November 30, 1943.

[SEAL]

LEO T. CROWLEY, Alien Property Custodian.

EXHIBIT A

(1) All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following patent:

Patent Number, Date, Inventor, and Title

Re. 21.469; 5-28-40; Paul Stein; Jet pipe for fire extinguishing purposes.

(2) All interests, and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Paul Stein by virtue of an agreement executed by him on October 15, 1936, and executed on behalf of Elkhart Brass Mfg. Co. on October 20, 1930 (including all modifications thereof and sup-plements thereto, if any) by and between Paul Stein and Elkhart Brass Mfg. Co., which agreement relates, among other things, to Reissue Patent No. 21,469.

[F. R. Doc. 44-381; Filed, January 7, 1944; 10:47 a. m.]

[Vesting Order 2866]

BERTHA M. BENDER

In re: Estate of Bertha M. Bender, deceased; File D-28-7716; E. T. sec. 8229.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation.

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by Jacob J. Bender, Executor, acting under the judicial supervision of the Orphans Court, Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Albert Ziemann, Germany.

Children of Albert Ziemann, names unknown, Germany.

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Excoutive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Albert Ziemann and the Children of Albert Ziemann, names unknown, and each of them in and to the estate of Bertha M. Bender, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44-371; Filed, January 7, 1944; 10:41 a. m.]

[Vesting Order 2867] ANDREW BURZLANDER

In re: Estate of Andrew Burzlander, deceased: file: D-57-328; E. T. sec. 8877.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by Chas. W. Day, Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Yolo;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Rumania, namely,

National and Last Known Address

Mrs. Gustavina Burzlander Roth, Rumania.

And determining that-

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Rumania: and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mrs. Gustavina Burzlander Roth, in and to the Estate of Andrew Burzlander, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Allen Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Allen Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

ISEAL

LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44-372; Filed, January 7, 1944; 10:41 a. m.]

[Vesting Order 2863]

FRANCIS J. CLAMER

In re: Trust under the will of Francis J. Clamer, deceased; File D-66-331, E. T. sec. 2773.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by the Norristown-Penn Trust Company and Guilliam H. Clamer, Cotrustees, acting under the judicial supervi-sion of the Orphans' Court of Montgomery County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Gertrude Bauer or her heirs, Germany.

And determining that-

(3) If such nationals are percons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive or-der or act or otherwise, and deeming it nesessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Gertrude Bauer or her heirs, and each of them, in and to the trust estate created under the will of Francis J. Clamer, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Allen Property Custodian. This shall not be deemed to limit the powers of the Allen Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form AFC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of caid Executive order.

Dated: December 31, 1943.

[SEAL] LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44,373; Filed, January 7, 1944; 10:41 a. m.]

[Vesting Order 2383]

THEODORE DREES

In re: Estate of Theodore Drees, deceased; File D-28-4153; E. T. sec. 7939.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation.

Finding that-

(1) The property and interests hereinafter described are property which is being adminintered in Williamson County, Texas by Mary Still, Independent Executrix;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely.

Nationals and Last Known Address

Joseph Drees, Germany. Annie Drees Wartom, Germany.

And determining that—
(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons he treated as nationals of a designated enemy country, Garmany: and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive or-der or act or otherwise, and deeming it nececcary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Joseph Drees and Annie Drees Wartom, and each of them, in and to the estate of Theodore Drees, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be made or such compensation should be paid.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-374; Filed, January 7, 1944; 10:42 a. m.]

[Vesting Order 2870] ALEXANDER S. HAY

In re: Estate of Alexander S. Hay, deceased; File D-39-14869; E. T. sec. 4729.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property-Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by Reginald W. Hay, Administrator, acting under the judicial supervision of the Orphans' Court of Montgomery County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely.

National and Last Known Address Allen Burns Hay, Japan.

And determining that-

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Japan; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests: All right, title, interest, and claim of any kind or character whatsoever of Allen Burns Hay in and to the Estate of Alexander S. Hay, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts; pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

'The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

[SEAL].

LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44-375; Filed, January 7, 1944; 10:43 a. m.]

[Vesting Order 2871] SHIZUO KITAMOTO

In re: Estate of Shizuo Kitamoto, deceased; File D-39-17333; E. T. sec. 9038 (H-72)

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by Arfhur E. Restarick, Administrator, acting under the judicial supervision of the Circuit Court of the First Judicial Circuit, Territory of Hawaii;

(2) Such property and interests are payable or deliverable to, or claimed by, a national of a designated enemy country, Japan, namely, -

National and Last Known Address Ito Kitamoto, Japan.

And determining that-

(3) If such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, Japan; and Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:.

All right, title, interest and claim of any claim of any kind of character whatsoever of Ito Kitamoto in and to the Estate of Shizuo Kitamoto, deceased.

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

[SEAL]

Leo T. CROWLEY, Alien Property Custodian.

[F R. Doc. 44-376; Filed, January 7, 1944; 10:43 a. m.]

[Vesting Order 2872]

WILLIAM REESE

In re: Estate of William Reese, deceased; File D-28-2364; E. T. sec. 4327.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that—

(1) The property and interests hereinafter described are property which is in the process of administration by The First National Bank of Newport News, Administrator, acting under the judical supervision of the Corporation Court, City of Newport News, Virginia;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emma Jaus, Germany. Bertha Riese, Germany.

And determining that-

(3) If such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Emma Jaus and Bertha Riese, and each of them, in and to the estate of William Reese, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts. pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a nearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

[SEAL]

LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44-377; Filed, January 7, 1944; 10:43 a. m.]

[Vesting Order 2873] JOSEF STEIN

In re: Estate of Josef Stein, deceased; File D-28-6130; E. T. sec. 7714.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by Margarete Stein, Executrix, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of designated enemy countries, Hungary

and Germany, namely,

Nationals and Last Known Address

Mrs. Sofie Blumenschein, (Austria) Germany.

Mrs. Olga Pohanka also known as Mrs. Olga Prohanka, (Austria) Germany.

Mrs. Grete Prohac, nee Kornitzer, (Austria)

Germany.

Franzi Braun, nee Joachim, (Austria) Ger-

Mrs. Helena Balint, nee Machlup, or her heirs, France.

Mrs. Magda Ertl, nee Fuchs, Yugoslavia. Mrs. Margit Baumgarten, nee Nass, Hun-

Daughter, name unknown, of Samuel Stein, deceased, Germany.

And determining that—
(3) Mrs. Helena Balint, nee Machiup and Mrs. Magda Ertl, nee Fuchs, citizens or subjects of a designated enemy country, Germany, and within enemy occupied areas, France and Yugoslavia respectively, are nationals of a designated enemy country, Ger-

(4) If such nationals are percons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of designated enemy countries, Germany and Hungary; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and decming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Mrs. Sofie Blumenschein, Mrs. Olga Pohanka, ako known as Mrs. Olga Prohanka, Mrs. Grete Prohac, nee Kornitzer, Franzi Braun, nea Joachim, Mrs. Helena Balint, nee Machiup, or her heirs, Mrs. Magda Ertl, nee Fuchs, Mrs. Mergit Baumgarten, nea Nassand daugh-Mrs. Margit Baumgarten, nce Nass and daughter, name unknown, of Samuel Stein, deceased, and each of them, in and to the Estate of Josef Stein, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Allen Property Custodian.

The terms "national' and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

LEO T. CROWLEY, [SEAL] Alien Property Custodian.

[F. R. Doc. 44-378; Filed, January 7, 1944; 10:43 a. m.]

[Vesting Order 2874]

FREDERICK WESTENDORF

In re: Estate of Frederick Westendorf, deceased; File D-28-7971; E. T. sec. 8837.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the Alien Property Custodian after investigation,

Finding that-

(1) The property and interests hereinafter described are property which is in the process of administration by Harry Leimbuhler, ex-ccutor, acting under the judicial supervision of the Orphans Court, Philadelphia County, Pennsylvania;

(2) Such property and interests are payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany,

Nationals and Last Known Address Bernhard Westendorf, Germany. Joseph Westendarf, Germany, Maria Busch, Germany,

And determining that—

(3) If such nationals are persons not within a designated enemy country, the national in-terest of the United States requires that such percons be treated as nationals of a designated enemy country, Germany; and

Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise, and deeming it necessary in the national interest,

Now, therefore, the Alien Property Custodian hereby vests the following property and interests:

All right, title, interest and claim of any kind or character whatsoever of Bernhard Westendorf, Joseph Westendorf and Hana Burch, and each of them, in and to the estate of Frederick Westendorf, deceased,

to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property, and any or all of the proceeds thereof, shall be held in an appropriate special account or accounts, pending further determination of the Allen Property Custodian. This shall not be deemed to limit the powers of the Allen Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Dated: December 31, 1943.

[SEAL] LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 44-379; Filed, January 7, 1944; 10:44 a. m.]

[Vesting Order 1636, Amdt.]

PATERT AND PATERT APPLICATIONS OF AKOMFINA A. G.

Whereas pursuant to Vesting Order No. 1636 of June 7, 1943, the undersigned intended to vest, among other things, patent application Serial Number 223,321, and

Whereas in describing such patent application in said Vesting Order No. 1636, the number was, as a result of a typographical error, inadvertently designated at "223,231".

Now, therefore, Vesting Order Number 1636 of June 7, 1943, is hereby amended as follows and not otherwise:

By substituting the number "223,321" for the number "223,231" appearing therein.

All other provisions of said Vesting Order Number 1636 and all action taken on behalf of the undersigned in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on December 18, 1943.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 44-360; Filed, January 7, 1944; 10:47 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order A-2]

Adjustment Provisions for Certian Producers of Lime

Amendment No. 8 to Order No. A-2 under § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel.

An opinion accompanying this Amendment No. 8 to Order No. A-2 under § 1499.159b of Maximum Price Regulation No. 188 has been issued simultaneously herewith, and filed with the Division of the Federal Register.

Order No. A-2 under Maximum Price Regulation No. 188 is amended in the following respect:

- 1. Subparagraph (5) (ii) of paragraph (a) is amended to read as follows;
- (ii) Articles as to which relief may be granted:
- (a) Brooms made of imported fiber not including imported broom corn.
- (b) Brushes made of imported bristles, hair, or fiber.
- (c) Cocoa mats and cocoa matting made of imported coir yarn.

This amendment shall become effective January 7, 1944.

(56 Stat. 23, 765, Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 6th day of January 1944.

JAMES F BROWNLEE,

Acting Administrator

[F. R. Doc. 44-389; Filed, January 7, 1944; 11:39 a. m.]

[MPR 188, Amdt. 24 to Order A-1] REFRACTORY FLINT CLAY

MODIFICATION OF MAXIMUM PRICES

Amendment No. 24 to Order A-1 under § 1499.159b of Maximum Price Regula-

tion No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel.

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Paragraph (a) (13) of Order No. A-1 is amended to read as follows:

- (13) Modification of maximum prices for gypsum wall board, lath and sheathing—(i) Manufacturers' sales. Manufacturers' sales of gypsum wall board, lath and sheathing may be made at prices not exceeding the maximum prices specified below when the following conditions have been met:
- (a) The sale is made f. o. b. at a mill located within the shipping-point originating territory set forth below.

(b) The sale must be made:

(i) To the War Department, the Navy Department, the Maritime Commission, the Federal Public Housing Authority or the Public Building Administration;

(ii) To any lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher for the purchase of gypsum board products on behalf of any of these designated government agencies: or

nated government agencies; or
(iii) To a dealer holding a War Production Board priority rating of AA-3 or
higher and the National Housing Agency
symbol "H-1" for the purchase of gypsum
board products for use on a project
under the jurisdiction of the National
Housing Agency.

(c) The gypsum wall board, lath or sheathing must be for use on a "government project," or a Federal Housing Authority project; and

(d) The gypsum wall board, lath or sheathing must be destined for use in California, Arizona, Oregon, and Washington.

Shipping point origin.—Indiana, Iowa, Michigan, Oklahoma, Texas, Ohio;

	1 01 111
	sq.ft.
Gypsum wall board 1/4"	\$20.00
Gypsum wall board %"	23,00
Gypsum wall board 1/2"	
Gypsum lath	13.00
Gynsum sheathing 1/4"	20, 00

(ii) Dealers' sales. Any lumber or building material dealer holding a War Production Board priority rating of AA-3 or higher for the purchase of gypsum board products on behalf of the government agencies designated in subparagraph (i) (b) (i) or to a dealer holding a War Production Board priority rating of AA-3 or higher and the National Housing Agency symbol "H-1" for the purchase of gypsum board products for use on a project under the jurisdiction of the Federal Housing Authority who purchases gypsum wall board, lath or sheathing for use on a "government project" within the States of California, Arizona, Oregon and Washington from a manufacturer located at any of the shipping point origins specified above may add to his cost, at such shipping point, the actual cost of transportation from such shipping point to destination plus the same dollar mark-up as he would add on a shipment originating at a mill located within the State of California for a comparable sale.

(iii) Every manufacturer making sales subject to this subparagraph (13) shall submit on or before the first day of each month after the effective date of this amendment to the Office of Price Administration, Building Materials Price Branch, Washington, D. C., a monthly report showing:

The name and address of each purchaser or dealer.

Point of origin of shipment.

Kind, quantity and thickness sold.

The name and location of job, except F. H. A. projects.

(iv) Every lumber or building material dealer making sales subject to this subparagraph (13) shall submit on or before the first day of each month after the effective date of this amendment to the Office of Price Administration, Building Materials Price Branch, Washington, D. C., a monthly report showing:

The name and address of each purchaser. Point of origin of shipment and name of manufacturer.

Kind, quantity and thickness sold. The name and location of job.

(v) The term "government project" used in this subparagraph (13) shall mean a project constructed pursuant to a contract entered into with any of the following government agencies or any subcontract thereunder: The War and Navy Departments, the Maritime Commission, the Federal Public Housing Authority or the Public Building Administration, or a project constructed under the jurisdiction of the Federal Housing Authority.

(vi) This subparagraph (13) may be revoked at any time.

This amendment shall become effective January 7, 1944, and shall terminate July 1, 1944, unless otherwise extended by amendment.

Note: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 6th day of January 1944.

JAMES F BROWNLEE,

Acting Administrator

[F. R. Doc. 44-390; Filed, January 7, 1944; 11:37 a. m.]

[MPR 188, Amdt. 23 to Order A-1]
REFRACTORY FLINT CLAY
MODIFICATION OF MAXIMUM PRICES

Amendment No. 23 to Order No. A-1 under. § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for specified building materials and consumers' goods other than apparel. Modification of maximum

^{*}Copies may be obtained from the Office of Price Administration.

prices in Maximum Price Regulation No. 188.

An opinion accompanying Amendment No. 23 to Order A-1 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Order No. A-1 is amended by adding a new paragraph (a) (21) to read as follows:

(a) Modification of maximum prices in Maximum Price Regulation No. 188. The provisions of Maximum Price Regulation No. 188 as applied to certain commodities subject thereto are modified in accordance with § 1499.159b of Maximum Price Regulation No. 188 as hereafter provided.

(21) Modification of maximum prices for fireclay, super-duty fireclay, high alumina, silica, or insulating refractory brick. (i) On and after January 7, 1944, specific authorization is hereby given to any producer of fireclay, superduty fireclay, high alumina, refractory insulating, and silica brick to determine the maximum piece price for any fireclay, super-duty fireclay, high alumina, silica, or insulating refractory brick produced by him and for which he has no established maximum price by the following formula:

The producer's maximum price for each such brick shall be a net price (after adjustment for all applicable differentials, discounts or other allowances) not in excess of that at which he would have sold such a brick during March 1942 under the pricing formula or method of calculating price used by him in March 1942, employing the same cost factors (labor, cost of materials and overhead) and margins which were in effect for him in March 1942, even though his costs or margin may have increased since that date.

(ii) For the purposes of this subparagraph, the term "brick" means a manufactured refractory object, of any size or shape, and includes standard sizes, standard 9-inch straights and series, special shapes, rectangular tile, and modified shapes. It applies to all fireclay refractories, including brick intended for super-duty service, as well as for high, intermediate, moderate, and low-heat duty service, high alumina, silica, and insulating refractories.

(iii) Every producer of fireclay, superduty fireclay, high alumina, silica, or refractory insulating brick shall keep on file at his principal office at all times for inspection by the Office of Price Administration:

(a) A detailed explanation of the formula or method of calculation by which he priced the brick covered by this paragraph (a) (21)

(b) Calculations setting forth in detail the use of such formula in determining prices charged for different brick actually delivered during March 1942, and calculations setting forth in detail the computation of maximum prices for all sales of brick covered by this paragraph (a) (21) made subsequent to the effective date of this amendment. For the purpose of this paragraph (a. (21) no recomputation of a previously calculated

maximum price for any brick covered herein is required.

(iv) Every producer subject to the provisions of this paragraph (a) (21) shall file with the Office of Price Administration such reports as may be required from time to time, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(v) This subparagraph may be revoked, modified, or amended at any time.

This Amendment No. 23 shall become effective January 7, 1944.

Note: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9323, 8 F.R. 4681)

Issued this 6th day of January 1944.

JAMES F. BROWNLEE,
Acting Administrator.

[F. R. Doc. 44-393; Filed, January 7, 1944; 11:38 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CERLING PRICE ORDERS

The following orders under General Order 51 were filed with the Division of the Federal Register on December 13, 1943.

REGION II

Maryland Order No. 10, Amendment No. 1, filed 11:49 a. m.

Maryland Order No. 11, Amendment No. 1, filed 11:48 a. m.

REGION IV

Jacksonville Order No. 1-F, Amendment No. 5, filed 11:48 a.m.

The following orders under General Order 51 were filed with the Division of the Federal Register December 16, 1943.

REGION III

Charleston Order No. 2-F, Alled 5:02 a. m. Columbus Order No. F-1, filed 5:00 p. m. Columbus Order No. F-2, filed 5:01 p. m. Lexington Order No. 1-F, Amendment No. 7, filed 5:00 p. m.

Lexington Order No. 2-F, filed 12:01 p. m.

REGION VIII

San Diego Order No. 1-F, Amendment No. 11, filed 5:02 p. m.

The following orders under General Order 51 were filed with the Division of the Federal Register on December 20, 1943.

REGION II

Delaware Order No. 7, Correction, filed 11:50 a. m.

Delaware Order No. 8, filed 11:50 a. m. Syracuse Order No. 7, filed 11:47 a. m. Syracuse Order No. 8, filed 11:49 a. m.

region in

Iron Mountain Order No. 14, Amendment No. 1, filed 11:50 a.m.

REGION V

Little Rock Order No. 12, filed 11:49 a. m. Shreveport Order No. 10, Amendment No. 1, filed 11:47 a. m.

Tulsa Order No. G-8, filed 11:48 a. m. Tulsa Order No. G-7, filed 11:47 a. m. The following orders under General Order 51 were filed with the Division of the Federal Register on December 30, 1943

REGION III

Datroit Order No. 5, Amendment No. 24, filed 11:43 a. m.

Detroit Order No. 5, Amendment No. 25, filed 11:43 a. m.

Copies of these orders may be obtained from the issuing offices.

ERVIN H. POLLACK, Secretary.

[F. R. Doc. 44-343; Filed, January 6, 1944; 11:53 a.m.]

[Region IV Orders G-3—G-11 Under RMPR 122, Supp. Order 1]

SOLID FUELS IN CERTAIN SOUTHERN STATES

Supplementary Order No. 1 to Orders No. G-3, G-4, G-5 as amended, G-6, G-7, G-8, G-9, G-10, as amended, and G-11 under § 1340.260 of Revised Maximum Price Regulation No. 122. Solid fuels sold and delivered by dealers applying respectively in or about the following areas:

Fulton and Dekalb Counties, Georgia; Raleigh, North Carolina; Charlotte, North Carolina; Savannah, Georgia; Knoxville, Tennessee; Columbia, South Carolina; Danville, Virginia; Henrico and Chesterfield Counties and the City of Richmond, Virginia; and Roanoke, Virginia;

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122; It is hereby ordered, That:

The following increases may be added to the maximum prices established by the above orders when said orders refer specifically to the following districts and weights:

HIGH VOLATILE BITCHINGTS COAL FROM DISTRICT NO. 8

Per ton—	Per 3/4 ton—	Per 1/2 ton—
2,060 lbs.	1,000 lbs.	500 lbn.
£0.20	\$0.10	\$0.03

High Volatile Bittheious Coal Feom District No. 13

Par ton—	Per 1/2 ton—	Per 1/2 ton—
2,000 lbs.	1,000 lbs.	500 lbs.
\$0:10	£0.03	£0.03

LOW VOLATILE BITCHINGUS COAL FROM DISTRICT NO.

Per ton—	Per ½ ton—	Per 1/2 ton—
2,000 lbs.	1,000 lbs.	500.lbs.
£0.23	\$0.13	\$0.67

LOW VOLATILE BITCHESOTS COAL FROM DESTRICT NO. 8

Per ton—	Per 3% ton—	Per 1/2 ton—
2,000 lbs.	1,000 lbs.	500 lbs.
£9.29	\$0.10	\$0.05

^{*}Copies may be obtained from the Office of Price Administration.

To the maximum prices for bagged or sacked coal provided in the above captioned orders may be added the sum of 1¢ per bag or sack, regardless of the weight of the bag or sack specified in the applicable orders.

The provisions of this Supplementary Order No. 1 may be amended or revoked at any time by the Regional Admin-

ıstrator.

This supplementary order shall become effective November 29, 1943.

(56 Stat. 23,765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued December 1, 1943.

James C. Derieux, Regional Administrator.

[F R. Doc. 44-344; Filed, January 6, 1944; 11;56 a. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File Nos. 54-65, 59-6]

United Gas Improvement Co., et al.
ORDER APPROVING PLAN PERMITTING DECLARATIONS TO BECOME EFFECTIVE AND GRANTING APPLICATIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of December, A. D. 1943.

In the matter of The United Gas Improvement Company, applicant, File No. 54-65; The United Gas Improvement Company and Subsidiary Companies, respondents, File No. 59-6.

The United Gas Improvement Com-

pany, a registered holding company, having filed applications and declarations, and amendments thereto, pursuant to section 11 (e) and other sections of the Public Utility Holding Company Act of 1935, and the rules and regulations of the Commission promulgated thereunder, requesting an order approving said plan and authorizing and directing and requiring that the transactions proposed therein be consummated in accordance with its terms and provisions, and requesting that said order of the Commission conform to the pertinent require-ments of the Internal Revenue Code, as amended, including sections 371 (a), 371 (c) 371 (f) and 1808 (f) thereof, and contain the specifications therein set forth; and

The United Corporation, a registered holding company and the parent of The United Gas Improvement Company, having requested approval of the acquisition of the shares of Delaware Power & Light Company to be distributed to it by The United Gas Improvement Company in accordance with the plan; and

A public hearing having been held after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein; and

The Commission having found that said plan as amended is necessary to effectuate the provisions of section 11

(b) of said act and is fair and equitable to the persons affected thereby, and the Commission having made and filed herein its report on said plan pursuant to section 11 (g) of the act:

It is ordered, That said plan, as amended, be and the same hereby is, approved, and that said applications and declarations, as amended, be, and the same hereby are, granted, and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24; and The United Gas Improvement Company is authorized, directed, and required to carry out and consummate the transactions proposed in said plan in accordance with its terms and provisions.

It is further ordered, That the following transaction, included in the plan, is necessary to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

The distribution by The United Gas Improvement Company pro rata to the holders of its presently outstanding 23,-252,005 shares of Capital Stock, as a partial distribution of capital, of the 1,162,600 shares of common stock of Delaware Power & Light Company, in the ratio of one share of Delaware Power & Light Company for each twenty shares of The United Gas Improvement Company stock, excluding, however, any shares remaining in the hands of The United Gas Improvement Company by reason of the distribution of cash in lieu of fractional shares of Delaware Power & Light Company.

It is further ordered, That the request of The United Corporation for approval of the acquisition of the shares of Delaware Power & Light Company to be distributed to it by The United Gas Improvement Company in accordance with the plan herein approved, be, and the same hereby is granted.

It is further ordered, That the report of the Commission, made and filed herein pursuant to section 11 (g) of said act, be, and the same is hereby, approved and advoted as the report herein made by the Commission and as the form in which copies of said report may be used by The United Gas Improvement Company in making solicitations, pursuant to said section 11 (g) of the holders of the shares of its outstanding Common Stock in respect of the matters therein referred to.

It is further ordered, That jurisdiction be, and hereby is, reserved to consider all matters relating to these consolidated proceedings not disposed of by this order, to entertain such further proceedings, to make further and supplemental findings and to take such additional and further action as may be found by the Commission to be appropriate in the premises in connection with the consummation of said plan and related and incidental transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 44-346; Filed, January 6, 1944; 3:11 p. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File Nos. 54-69, 59-65]

OGDEN CORPORATION AND SUBSIDIARY
COMPANIES

SUPPLEMENTAL ORDER PERMITTING DECLARA-TION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of January, A. D. 1944.

The Commission having previously entered an order dated May 20, 1943 (Holding Company Act Release No. 4307) (1) approving a plan filed under section 11 (e) of the Public Utility Holding Company Act of 1935 by Ogden Corporation, a registered holding company, and certain of its subsidiary companies, designed to enable that company and certam of its subsidiary companies to comply with the provisions of section 11 (b) of the Act, said plan providing, among other things, for the disposition by Ogden Corporation of its ownership of common stock of Derby Gas & Electric Corporation, a registered holding company, and (2) directing under section 11 (b) of the Act that action be taken by Ogden Corporation, as proposed in said plan, to divest itself of all its interest, held directly and indirectly, in holding and public utility companies, including, among others, Derby Gas & Electric Corporation;

Ogden Corporation having filed a declaration, and amendments thereto, as an amendment to its aforesaid plan, regarding the sale of 91,577 shares of common stock, no par value, of Derby Gas & Electric Corporation; and

The Commission having by order entered herein under date of December 16, 1943 (Holding Company Act Release No. 4768) permitted the said declaration, as amended, to become effective, except as to price, underwriting and other fees and expenses, subject to the terms and conditions of Rule U-24, and to the fur ther condition that the proposed sale, shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, have been made a matter of record in this proceeding and a further order shall have been entered by this Commission, which order may contain further terms and conditions as may then be deemed appropriate;

The record herein having now been completed in respect to the results of said competitive bidding and the action proposed to be taken by Ogden Corporation with respect thereof, and it appearing that Ogden Corporation has accepted a bid for the aforesaid Derby Gas & Electric Corporation; no par value, common stock from Allen & Co., the price bid for said common stock being \$15.50 per share and the price at which said common stock will be offered to the public being \$18.00 per share, representing a spread to the underwriter of \$2.50 per share;

The Commission having examined the record herein and finding no basis for

imposing terms and conditions with respect to the proposed transactions, other than those prescribed by Rule U-24;

It is ordered, That said declaration, as amended, be and the same is hereby, permitted to become effective forthwith, subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 44-356; Filed, January 7, 1944; 11:07 a. m.]

[File Nos. 54-49, 70-427, 70-534, 59-30]

VIRGINIA PUBLIC SERVICE Co., ET AL.

ORDER GRANTING REHEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 30th day of December, A. D. 1943.

In the matter of Virginia Public Service Company, File Nos. 54-49 and 70-427; General Gas & Electric Corporation, File No. 70-534; Associated Gas and Electric Company and Stanley Clarke, Trustee thereof, in his capacity as such; Associated Gas and Electric Corporation, and Willard L. Thorp and Denis J. Driscoll, Trustees thereof, in their capacity as such; General Gas & Electric Corporation, Southeastern Electric and Gas Company, and Virginia Public Service Company, File No. 59-30.

The Commission having issued its order herein on November 2, 1943, with respect to the amended plan of Virginia Public Service Company, pursuant to section 11 (e) and other applicable provisions of the Public Utility Holding Company Act of 1935;

Petitions for rehearing having been filed pursuant to Rule XII (d) of the Commission's rules of practice by General Gas & Electric Corporation and Northeastern Water and Electric Corporation, and a petition to intervene and be heard having been filed by Commonwealth Electric Cooperative; and

The Commission having considered said petitions and having this day issued its memorandum opinion herein; on the basis thereof: It is hereby ordered, That reargument in this matter be and hereby is granted at a date to be fixed hereafter.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 44-354; Filed, January 7, 1944; 11:07 a. m.]

[File No. 54-51]

NATIONAL POWER & LIGHT CO. AND BIRMING-HAM ELECTRIC CO.

NOTICE OF FILING OF AN AMENDMENT AND ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 6th day of January, A. D. 1944.

In the matter of National Power & Light Company and Birmingham Electric

Company, (Application No. 5)

Notice is hereby given that National Power & Light Company ("National") and Birmingham Electric Company ("Birmingham") have filed an amendment to their joint applications and declarations previously filed pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the Rules and Regulations thereunder. The original applications and declarations, among other things, proposed: (1) That National surrender an unspecified number of shares of the common stock of Birmingham to facilitate a subsequent distribution of such common stock to the common stockholders of National (application by National to make such distribution is not included herein)

that in connection with such surrender the stated value of the common stock be reduced \$2,962,400; (3) that the reserve for property retirement be increased \$3,298,451; and (4) that plant account be reduced \$1,967,231 to remove excess over "book system cost" therefrom.

The foregoing proposals by National and Birmingham as amended provide: (1) That National will surrender 545,610 shares of the common stock of Birmingham to facilitate a subsequent distribution of the common stock of Birmingham to the common stockholders of National; (2) that in connection with such surrender the stated value of the common stock be reduced \$2,818,641 instead of \$2,962,400; (3) that the reserve for property retirement be increased \$2,950,000 instead of \$3,298,451; and (4) that plant account be reduced \$2,187,667 to remove excess over system cost therefrom instead of \$1,967,231 to remove excess over "book system cost"

It appearing to the Commission that the hearing on the original applications and declarations, having been adjourned subject to call, should be reconvened for the purpose of adducing evidence in respect of the foregoing amended proposals and for consideration of the issues pertaining thereto as set forth in our original order for hearing dated October 2, 1042

1243,

It is ordered, That the hearing in this matter be reconvened on January 14, 1944 at 10:00 a.m., e.w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on said date by the hearing room clerk in Room 318, before the same Trial Examiner as heretofore designated.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 44-355; Filed, January 7, 1944; 11:07 a. m.]